

2011-11-47

SECTION 47. (a) IC 27-1-15.7-2(a) and IC 27-1-15.7-2(e), both as amended by this act, apply to an insurance producer license renewal occurring after December 31, 2011.

(b) IC 27-1-15.7-5, as amended by this act, applies to insurance producer preclicensing self-study or instruction provided after December 31, 2011.

(c) This SECTION expires on December 31, 2013.

2011-22-3

SECTION 3. (a) As used in this SECTION, "commission" refers to the pension management oversight commission established by IC 2-5-12-1.

(b) The general assembly urges the legislative council to assign the commission the task of studying the issue of whether to establish a defined contribution plan for:

(1) new employees of political subdivisions that participate in the public employees' retirement fund established by IC 5-10.3-2-1; and

(2) new employees who are eligible to become members of the Indiana state teachers' retirement fund established by IC 5-10.4-2-1.

The study must include a survey of the design and cost of the pension and retirement plans used by other states.

(c) If the commission is assigned the topic described in subsection (b), the commission shall issue a final report to the legislative council containing the commission's findings and recommendations, including any recommended legislation concerning the topic, not later than November 1, 2011.

(d) This SECTION expires June 30, 2012.

2011-22-4

SECTION 4. (a) The legislative services agency shall prepare legislation for introduction in the 2012 regular session of the general assembly to organize and correct statutes affected by this act.

(b) This SECTION expires June 30, 2013.

2011-23-32

SECTION 32. (a) The legislative services agency shall prepare legislation for introduction in the 2012 regular session of the general assembly to organize and correct statutes affected by this act.

(b) This SECTION expires June 30, 2013.

2011-37-1

SECTION 1. (a) As used in this SECTION, "commission" refers to the Indiana business law survey commission established by IC 23-1-54-3.

(b) The commission shall conduct a study of the desirability of enacting into Indiana law the following:

(1) The Uniform Limited Partnership Act.

(2) The Revised Uniform Limited Liability Company Act.

(c) The commission shall issue to the legislative council a final report in an electronic format under IC 5-14-6 containing the commission's findings and recommendations concerning each uniform act listed in subsection (b) not later than November 1, 2011.

(d) This SECTION expires June 30, 2012.

2011-47-2

SECTION 2. (a) The definitions in IC 4-23-7.1 apply to this SECTION.

(b) Notwithstanding IC 4-23-7.1-42(d), as added by this act, the initial appointments of the directors of the foundation shall be:

- (1) nominated by the director of the state library;
- (2) approved by the Indiana library and historical board; and
- (3) appointed by the governor.

(c) Notwithstanding IC 4-23-7.1-42(c) and IC 4-23-7.1-42(d), both as added by this act, the initial appointments of the members of the board of directors of the foundation by the governor under IC 4-23-7.1-42(c)(1), as added by this act, shall be staggered as follows:

- (1) Two (2) members appointed by the governor shall be appointed to serve a one (1) year term ending June 30, 2012.
 - (2) Three (3) members appointed by the governor shall be appointed to serve a two (2) year term ending June 30, 2013.
 - (3) Two (2) members appointed by the governor shall be appointed to serve a three (3) year term ending June 30, 2014.
- (d) This SECTION expires July 1, 2014.

2011-48-40

SECTION 40. (a) Notwithstanding IC 20-29-3-5, the current terms of the members of the Indiana education relations board are terminated effective July 1, 2011.

(b) The governor shall appoint the replacement members of the Indiana Education Employment Relations Board by July 1, 2011. Before appointing the members under this SECTION, the governor shall obtain recommendations from the speaker of the Indiana house of representatives and the president pro tempore of the Indiana senate concerning the appointment of members to replace the members described in subsection (a). However, if either fails to submit recommendations to the governor before July 1, 2011, the governor shall make the appointments without recommendation by the speaker or president pro tempore.

(c) The terms of the members appointed under subsection (b) begin July 1, 2011.

2011-51-1

SECTION 1. (a) The definitions in IC 8-1-34 apply throughout this SECTION.

(b) As used in this SECTION, "commission" refers to the Indiana utility regulatory commission created by IC 8-1-1-2.

(c) As used in this SECTION, "committee" refers to the regulatory flexibility committee established by IC 8-1-2.6-4.

(d) Not later than November 1, 2011, the committee shall study the following:

(1) Whether video service franchise fees paid to local units under:
(A) a certificate of franchise authority issued by the commission under IC 8-1-34; or

(B) an unexpired local franchise issued by a local unit before July 1, 2006;

are used by local units for purposes related to the provision of video service in the units and in a manner consistent with IC 8-1-34.

(2) Whether the video service franchise fees described in subdivision (1) have an anticompetitive effect on the pricing and provision of video service in Indiana.

(e) The commission shall provide any data or other information requested by the committee to conduct the study described in subsection (d). However, this subsection does not empower the commission to disclose confidential and proprietary business plans and other confidential information without adequate protection of the information. The commission shall exercise all necessary caution to avoid disclosure of confidential information supplied under this subsection.

(f) The committee shall prepare a report on the committee's recommendations, if any, concerning the issues described in subsection (d) and shall submit the report to the legislative council in an electronic format under IC 5-14-6 not later than November 1, 2011.

(g) This SECTION expires January 1, 2012.

2011-57-1

SECTION 1. (a) Before January 1, 2012, the environmental quality service council established by IC 13-13-7-1 shall do the following:

(1) Conduct a study on the following subjects:

(A) The actual and potential air emissions created by the distillation of mint.

(B) Whether the distillation of mint should be considered a farming operation (as defined in 326 IAC 1-2-28) for the purpose of requiring a permit under IC 13-17.

(2) Prepare a report on the subjects under subdivision (1) and advise the department of environmental management on the feasibility of establishing permit requirements for mint distillation operations under IC 13-17.

(b) The department of environmental management may not impose any permit requirements under IC 13-17 for mint distillation operations before receiving the report and recommendations from the environmental quality service council.

(c) This SECTION expires January 1, 2012.

2011-71-4

SECTION 4. (a) As used in this SECTION, "authority" refers to a district authority established in a regional sewage district under IC 13-26-11-15 before the amendment of IC 13-26-11-15 by this act.

(b) As used in this SECTION, "department" refers to the department

of environmental management established by IC 13-13-1-1.

(c) As used in this SECTION, "district" refers to a regional sewage district established under:

- (1) IC 13-26;
- (2) IC 13-3-2 (before its repeal on July 1, 1996); or
- (3) IC 19-3-1.1 (before its repeal on April 1, 1980).

(d) A district with an authority whose membership does not comply with IC 13-26-11-15, as amended by this act, as of the effective date of the amendments to IC 13-26-11-15 made by this act, shall, not later than September 1, 2011, and in the manner prescribed by IC 13-26-1-2, file with the department a petition that does the following:

- (1) Identifies any existing members of the authority that the district proposes to replace or remove from the authority to comply with 13-26-11-15, as amended by this act.
- (2) Identifies any new members that the appropriate body, as determined under 13-26-11-15, as amended by this act, proposes to appoint to the authority to comply with IC 13-26-11-15, as amended by this act.
- (3) For each new member identified under subdivision (2) who is not a member of a county executive or a county fiscal body, sets forth the member's proposed term on the authority, which term may not exceed four (4) years.

(e) If the department determines that the proposed membership of a district's authority, as set forth in the petition filed by the district under subsection (d), complies with IC 13-26-11-15, as amended by this act, the department shall issue an order approving the proposed membership.

(f) If the department determines that the proposed membership of a district's authority, as set forth in the petition filed by the district under subsection (d), does not comply with IC 13-26-11-15, as amended by this act, the department shall issue an order that does the following:

- (1) Notifies the district of the department's determination that the proposed membership of the district's authority does not comply with IC 13-26-11-15, as amended by this act.
- (2) Specifies each aspect in which the proposed membership fails to comply with IC 13-26-11-15, as amended by this act, including an identification of each proposed member who does not qualify to serve on the authority under IC 13-26-11-15, as amended by this act.
- (3) Sets forth a date, which must be at least thirty (30) days after the date of the order, by which the district must submit to the department an amended petition that resolves each failure to comply identified in the department's order under subdivision (2).

(g) The department shall as soon as practicable, but in no case later than December 31, 2011, issue an order under subsection (e) or (f) with respect to each petition received by the department under subsection (d). If a district is required to file a petition with the department under subsection (d):

- (1) the members of the authority as it exists on the date of the petition filed under subsection (d);

- (2) the proposed members of the authority, as set forth in the petition filed under subsection (d);
- (3) the board of trustees of the district;
- (4) the fiscal and executive bodies of each eligible entity (as defined in IC 13-11-2-62) with territory in the district; and
- (5) the state and any of its agencies owning, controlling, or leasing land (excluding highways and public thoroughfares owned or controlled by the Indiana department of transportation) in the district;

shall cooperate with the department in providing any information, or any books, records, or other documents, that the department may require to issue an order under subsection (e) or (f).

(h) An order of the department under subsection (e) or (f) may be appealed by:

- (1) the district;
- (2) an eligible entity (as defined in IC 13-11-2-62) with territory in the district;
- (3) any member of the authority as it exists on the date of the petition filed under subsection (d);
- (4) any proposed member of the authority, as set forth in the petition filed under subsection (d); or
- (5) any freeholder in the district;

to the circuit court of any county with territory in the district in the same manner that civil cases may be appealed.

(i) This SECTION expires July 1, 2012.

2011-72-4

SECTION 4. (a) The state board of education may adopt temporary rules in the manner provided for the adoption of emergency rules under IC 4-22-2-37.1 to implement IC 20-43-7-9, as added by this act.

(b) A temporary rule adopted under this SECTION expires on the occurrence of the earliest of the following:

- (1) The date specified in the temporary rule.
- (2) The date that another temporary rule or permanent rule supersedes or repeals the previously adopted temporary rule.
- (3) July 1, 2013.

(c) This SECTION expires July 1, 2013.

2011-80-9

SECTION 9. (a) Before November 1, 2011, the health finance commission established by IC 2-5-23-3 shall study and make recommendations on issues concerning the credentialing of vendors in hospitals.

(b) This SECTION expires December 1, 2011.

2011-87-9

SECTION 9. (a) As used in this SECTION, "authority" refers to the Indiana housing and community development authority created by IC 5-20-1-3.

(b) As used in this SECTION, "IEDC" refers to the Indiana economic development corporation established by IC 5-28-3-1.

(c) The IEDC shall cooperate with the authority to transfer the following from the IEDC to the authority:

(1) Money in the microenterprise partnership program fund under IC 5-28-18, before being renamed by this act, that was designated for use by the microenterprise partnership program under IC 5-28-19, before its repeal by this act.

(2) Accounting records of grants made from the microenterprise partnership program under IC 5-28-19, before its repeal by this act.

(3) Files and any other data pertaining to grants made from the microenterprise partnership program under IC 5-28-19, before its repeal by this act.

(d) The authority shall deposit money transferred under subsection (c)(1) in the microenterprise partnership program fund established by IC 5-20-7-3, as added by this act.

(e) The transfers under subsection (c) shall be made as soon as practicable on or after July 1, 2011.

(f) This SECTION expires December 31, 2011.

2011-90-51

SECTION 51. (a) The Indiana state board of education may adopt temporary rules in the manner provided for adopting an emergency rule under IC 4-22-2-37.1 to implement IC 20-28-11.5-7, as added by this act. A temporary rule adopted under this SECTION expires on the earliest of the following:

(1) The date specified in the temporary rule.

(2) The date another temporary rule or a permanent rule repeals or supersedes the previously adopted temporary rule.

(3) July 1, 2012.

(b) This SECTION expires July 1, 2012.

2011-91-32

SECTION 32. (a) Not later than January 1, 2012, an entity that operated under the virtual charter school pilot program under IC 20-24-7-13 before July 1, 2011, shall transfer its operating authority to the charter school board established by IC 20-24-2.1-1, as added by this act, unless the virtual charter school obtains another sponsor.

(b) Notwithstanding IC 20-24-7-13, as amended by this act, a virtual charter school chosen by the department of education to operate during the 2010-2011 school year shall continue to operate until the virtual charter school transfers its operating authority to the Indiana charter school board or another sponsor.

(c) This SECTION expires January 1, 2013.

2011-95-1

SECTION 1. (a) As used in this SECTION, "commission" means the commission on state tax and financing policy established under IC 2-5-3.

(b) The commission shall study the following:

(1) How the Indiana income tax structure, including existing and potentially new income tax credits and deductions, may influence

a senior's decision on residency in Indiana after retirement.

(2) How each of the local option income taxes imposed under IC 6-3.5 affects the ability of political subdivisions to provide services to:

(A) a facility that employs a significant number of individuals who reside outside the county in which the facility is located; and

(B) the individuals who reside outside the county in which a facility described in clause (A) is located and commute to a job at that facility.

(3) Whether counties and other political subdivisions should be provided additional financing options for providing services to the facilities and individuals described in subdivision (2).

(4) How local option income taxes should be distributed within a county to local units of government.

(c) The commission shall report its findings and recommendations to the legislative council before November 1, 2011.

(d) This SECTION expires January 1, 2012.

2011-98-2

SECTION 2. (a) As used in this SECTION, "commission" refers to the criminal code evaluation commission established by subsection (b).

(b) The criminal code evaluation commission is established to evaluate the criminal laws of Indiana. If, based on the commission's evaluation, the commission determines that changes are necessary or appropriate, the commission shall make recommendations to the general assembly for the modification of the criminal laws.

(c) The commission may study other topics assigned by the legislative council or as directed by the commission chair.

(d) The commission may meet during the months of:

(1) June, July, August, September, and October of 2011; and

(2) April, May, June, July, August, September and October of 2012.

(e) The commission consists of seventeen (17) members appointed as follows:

(1) Four (4) members of the senate, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the president pro tempore of the senate.

(2) Four (4) members of the house of representatives, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the speaker of the house of representatives.

(3) The attorney general or the attorney general's designee.

(4) The commissioner of the department of correction or the commissioner's designee.

(5) The executive director of the prosecuting attorneys council of Indiana or the executive director's designee.

(6) The executive director of the public defender council of Indiana or the executive director's designee.

(7) The chief justice of the supreme court or the chief justice's designee.

(8) Two (2) judges who exercise criminal jurisdiction, who may not be affiliated with the same political party, to be appointed by the governor.

(9) Two (2) professors employed by a law school in Indiana whose expertise includes criminal law, to be appointed by the governor.

(f) The chairman of the legislative council shall appoint a legislative member of the commission to serve as chair of the commission. Whenever there is a new chairman of the legislative council, the new chairman may remove the chair of the commission and appoint another chair.

(g) If a legislative member of the commission ceases to be a member of the chamber from which the member was appointed, the member also ceases to be a member of the commission.

(h) A legislative member of the commission may be removed at any time by the appointing authority who appointed the legislative member.

(i) If a vacancy exists on the commission, the appointing authority who appointed the former member whose position is vacant shall appoint an individual to fill the vacancy.

(j) The commission shall submit a final report of the results of its study to the legislative council before November 1, 2012. The report must be in an electronic format under IC 5-14-6.

(k) The Indiana criminal justice institute shall provide staff support to the commission to prepare:

(1) minutes of each meeting; and

(2) the final report.

(l) The legislative services agency shall provide staff support to the commission to:

(1) advise the commission on legal matters, criminal procedures, and legal research; and

(2) draft potential legislation.

(m) Each member of the commission is entitled to receive the same per diem, mileage, and travel allowances paid to individuals who serve as legislative and lay members, respectively, of interim study committees established by the legislative council.

(n) The affirmative votes of a majority of all the members who serve on the commission are required for the commission to take action on any measure, including the final report.

(o) Except as otherwise specifically provided by this SECTION, the commission shall operate under the rules of the legislative council. All funds necessary to carry out this SECTION shall be paid from appropriations to the legislative council and the legislative services agency.

(p) This SECTION expires December 31, 2012.

2011-100-1

SECTION 1. (a) As used in this SECTION, "enrollee" has the meaning set forth in IC 27-13-1-12.

(b) As used in this SECTION, "health maintenance organization" has the meaning set forth in IC 27-13-1-19. The term includes a pharmacy benefit manager.

(c) As used in this SECTION, "insured" means an individual entitled to coverage under a policy of accident and sickness insurance.

(d) As used in this SECTION, "insurer" means an insurer that issues a policy of accident and sickness insurance. The term includes a pharmacy benefit manager.

(e) As used in this SECTION, "policy of accident and sickness insurance" has the meaning set forth in IC 27-8-5-1.

(f) As used in this SECTION, "subscriber" has the meaning set forth in IC 27-13-1-32.

(g) As used in this SECTION, "substitution" means a substitution of a treatment, including a drug, a device, or a therapy, for the treatment ordered by an insured's or enrollee's treating physician.

(h) The health finance commission established by IC 2-5-23-3 shall, during the 2011 interim of the general assembly, study the following possible prohibitions on insurers and health maintenance organizations related to outpatient benefits:

(1) Requesting a substitution from an insured's or enrollee's treating physician.

(2) Contacting an insured, enrollee, or subscriber concerning a substitution.

(3) Requesting from an insured's or enrollee's treating physician a change in the quantity of a covered drug to be dispensed.

(i) In studying the prohibitions described in subsection (h), the health finance commission shall consider the following:

(1) The physician/patient relationship.

(2) The time and administrative costs related to unsolicited requests and contacts from insurers.

(3) Whether such requests and contacts:

(A) are beneficial to the insured or enrollee; or

(B) should be limited or prohibited.

(j) This SECTION expires December 31, 2011.

2011-104-11

SECTION 11. (a) IC 4-32.2-6-3, as amended by this act, applies to a license renewed after June 30, 2011.

(b) This SECTION expires July 1, 2012.

2011-112-2

SECTION 2. (a) During the 2011 legislative interim, the legislative council shall assign a committee the study of issues concerning current laws that require a person's consent before testing that person for the human immunodeficiency virus (HIV).

(b) This SECTION expires December 1, 2011.

2011-115-11

SECTION 11. (a) IC 27-1-15.7-5, as amended by this act, applies to insurance producer prelicensing self-study or instruction provided after December 31, 2011.

(b) This SECTION expires December 31, 2013.

2011-124-3

SECTION 3. (a) This SECTION applies to a parcel of real property and any personal property used in connection with the parcel that:

(1) is owned, on the date an application is filed under this SECTION, by a domestic nonprofit corporation;

(2) was granted a property tax exemption under IC 6-1.1-10-16 for the:

(A) March 1, 2006;

(B) March 1, 2007; and

(C) March 1, 2010;

assessment dates but as a result of the failure to file a timely property tax exemption application under IC 6-1.1-11, has failed to receive a property tax exemption under IC 6-1.1-10-16 for the March 1, 2008, and March 1, 2009, assessment dates; and

(3) is adjacent to another parcel of real property that was:

(A) owned, on the date an application is filed under this SECTION, by the same domestic nonprofit corporation; and

(B) granted a property tax exemption under IC 6-1.1-10-16 for the March 1, 2008, and March 1, 2009, assessment dates.

(b) Notwithstanding IC 6-1.1-11 or any other law, an entity described in subsection (a) may, before September 1, 2011, file or refile with the county assessor an application for a property tax exemption under IC 6-1.1-10-16 for the March 1, 2008, and March 1, 2009, assessment dates.

(c) Notwithstanding IC 6-1.1-11 or any other law, an application for a property tax exemption that is filed under subsection (b) is considered to be timely filed for the assessment date for which it is filed, and the county assessor shall forward the application to the county property tax assessment board of appeals for review or reconsideration. The board shall grant an exemption claimed under this SECTION for the assessment date covered by the application if, after reviewing all the information submitted by the applicant, the board determines that:

(1) the entity's application for a property tax exemption satisfies the requirements of this SECTION; and

(2) except for the omissions described in subsection (a), part or all of the entity's property would otherwise have qualified for an exemption under IC 6-1.1-10-16 for the assessment date covered by the application.

IC 6-1.1-11-7 and IC 6-1.1-15-3 apply to a determination under this SECTION.

(d) Notwithstanding IC 6-1.1-22-9 or any other law, if an exemption application is filed or refiled under this SECTION, any unpaid taxes imposed on property for a year covered by an exemption application are not due until thirty (30) days after the date the applicant's eligibility for the exemption under this SECTION is finally adjudicated and determined and a revised tax statement under IC 6-1.1-22-8.1 that reflects the final determination concerning the exemption application is delivered to the owner. After the effective date of this SECTION until at least after September 1, 2011, and during the pendency of the proceedings concerning an exemption application under this SECTION, action under IC 6-1.1-24 or another law may not be taken to collect the unpaid taxes for a year covered by the exemption

application, including any action to sell the property at a tax sale. If an entity is granted an exemption or a partial exemption under this SECTION, any unpaid property tax liability, including interest, for the entity's property shall be canceled by the county auditor and the county treasurer to the extent of the exemption, and, notwithstanding IC 6-1.1-26-1, if the entity has previously paid the tax liability for property with respect to the assessment date covered by the application, the county auditor shall issue a refund of the property tax paid by the entity to the extent of the exemption. No interest or penalty may be imposed on any tax liability remaining after the application of the exemption for any period before the taxes are due as provided in this subsection. An entity is not required to apply for any refund due under this SECTION. The county auditor shall, without an appropriation being required, issue a warrant to the entity payable from the county general fund for the amount of the refund, if any, due the entity. No interest is payable on the refund.

(e) This SECTION expires January 1, 2013.

2011-124-4

SECTION 4. (a) This SECTION applies to a taxpayer notwithstanding IC 6-1.1-11 or any other law or administrative rule or provision.

(b) This SECTION applies to an assessment date (as defined in IC 6-1.1-1-2) occurring in 2008 or 2009.

(c) As used in this SECTION, "taxpayer" refers to an entity that qualifies for a real property tax exemption under a statute listed in IC 6-1.1-10-38.

(d) A taxpayer, before July 1, 2011, may file or refile in person or in any other manner consistent with IC 6-1.1-36-1.5 a Form 136 property tax exemption application, along with any supporting documents, schedules, or attachments, claiming an exemption from real property taxes under a statute listed in IC 6-1.1-10-38 for:

- (1) an assessment date described in subsection (b); and
- (2) real property located in Decatur Township, Marion County.

(e) A property tax exemption application filed or refiled under subsection (d):

- (1) is, subject to this SECTION, allowed; and
- (2) is considered to have been timely filed.

(f) If the taxpayer demonstrates in the application or by other means that the real property that is subject to the exemption application would have qualified for an exemption under a statute listed in IC 6-1.1-10-38 if the application had been filed under IC 6-1.1-11 in a timely manner, the taxpayer:

- (1) is entitled to the exemption from real property taxes as claimed on the property tax exemption application filed or refiled by the taxpayer under subsection (d); and
- (2) shall pay no property taxes, penalties, or interest with respect to the exempt property.

(g) For real property to be exempt under this SECTION, the taxpayer must have received for an assessment date preceding or following any assessment date described in subsection (b) an

exemption or partial exemption from real property taxes for real property identified by the same parcel or key numbers or the same parcel and key numbers included on the property tax exemption applications filed or refiled by the taxpayer under subsection (d).

(h) This SECTION expires July 1, 2011.

2011-128-1

SECTION 1. (a) The general assembly urges the legislative council to assign the topics of child molesting and child solicitation to an existing study committee for study, including whether to elevate the offense of:

(1) child molesting from a Class C felony to a Class B felony if the child is compelled to submit to the fondling or touching by force or the threat of force; and

(2) child solicitation:

(A) from a Class D felony to a Class C felony if a person solicits a child and performs an overt act demonstrating an intent to physically meet the child;

(B) from a Class C felony to a Class B felony if a person solicits a child by means of a computer and performs an overt act demonstrating an intent to physically meet the child; and

(C) to a Class A felony if a person solicits a child by means of a computer and has a previous conviction for soliciting a child by means of a computer.

(b) If the topics of child molesting and child solicitation are assigned to an existing study committee under subsection (a), the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topics, not later than November 1, 2011.

(c) This SECTION expires December 31, 2011.

2011-133-3

SECTION 3. (a) IC 27-8-6-6, as added by this act, applies to a policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2011.

(b) IC 27-13-1-18, as amended by this act, applies to an individual contract or a group contract that is entered into, amended, or renewed after June 30, 2011.

(c) This SECTION expires July 1, 2015.

2011-134-1

SECTION 1. (a) The general assembly urges the legislative council to assign the topic of unlawful ingestion of controlled substances by pregnant women to an interim or a statutory study committee for study during the 2011 legislative interim.

(b) If the topic of unlawful ingestion of controlled substances by pregnant women is assigned to an interim or a statutory study committee under subsection (a), the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation

concerning the topic, not later than November 1, 2011.

(c) This SECTION expires December 31, 2011.

2011-134-2

SECTION 2. (a) The general assembly urges the legislative council to assign the topic of substance abuse by men to an interim or statutory study committee for study during the 2011 legislative interim.

(b) If the topic of substance abuse by men is assigned to an interim or statutory study committee under subsection (a), the study committee should consider:

- (1) the affect that substance abuse may have on sperm;
- (2) any correlations between substance abuse by men and birth defects in the children of men who have abused drugs; and
- (3) whether legislation should be proposed to respond to problems related to men abusing drugs.

(c) If the topic of substance abuse by men is assigned to an interim or statutory study committee under subsection (a), the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topic, not later than November 1, 2011.

(d) This SECTION expires December 31, 2011.

2011-134-3

SECTION 3. (a) The general assembly urges the legislative council to assign the topic of whether the sentences for crimes involving the unlawful use, possession, or distribution of prescription drugs should be based on the amount of active ingredient contained in each specific drug to an interim or a statutory study committee for study during the 2011 legislative interim.

(b) If the topic of whether the sentences for crimes involving the unlawful use, possession, or distribution of prescription drugs should be based on the amount of active ingredient contained in each specific drug is assigned to an interim or a statutory study committee under subsection (a), the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topic, not later than November 1, 2011.

(c) This SECTION expires December 31, 2011.

2011-139-7

SECTION 7. (a) As used in this SECTION, "authority" refers to an airport authority established under IC 8-22-3-4.1, as amended by this act.

(b) As used in this SECTION, "appointee of the board of commissioners" refers to the individual appointed to the board of the authority under IC 8-22-3-4.1(b)(2), as in effect before July 1, 2011.

(c) Notwithstanding IC 8-22-3-4.1, as in effect before July 1, 2011, and as amended by this act, the term of the appointee of the board of commissioners expires January 1, 2012.

(d) The appointment to the board of the authority by the majority

leader of the legislative body of the county having the consolidated city under IC 8-22-3-4.1(b)(2), as amended by this act, is effective January 1, 2012.

(e) After December 31, 2011, the appointee of the board of commissioners may be reappointed to the board of the authority under IC 8-22-3-4.1, as amended by this act, by any public official who has the power to make an appointment under IC 8-22-3-4.1, as amended by this act.

(f) This SECTION expires January 1, 2013.

2011-143-32

SECTION 32. (a) The office of the secretary of the family and social services administration and the division of mental health and addiction shall prepare a report on the availability and use of mental health drugs in Indiana to be presented to the select joint commission on Medicaid oversight and the commission on mental health and addiction before November 1, 2011.

(b) This SECTION expires December 1, 2011.

2011-153-21

SECTION 21. (a) The publisher of the Indiana Administrative Code shall transfer rules concerning aging from the title of the Indiana Administrative Code for the division of disability and rehabilitative services to a new title for the division of aging. The rules that are to be transferred under this subsection include the following:

- (1) 460 IAC 1.
- (2) 460 IAC 1.2.
- (3) 460 IAC 8.

(b) The office of the secretary of family and social services shall assist the publisher of the Indiana Administrative Code in identifying any other rules concerning aging that are to be transferred under subsection (a).

(c) This SECTION expires December 31, 2011.

2011-153-22

SECTION 22. (a) During the 2011 legislative interim, the probate code study commission established by IC 2-5-16-2 shall study how the probate code should be amended to permit the sale of real estate located in Indiana to satisfy a claim by:

- (1) the office of Medicaid policy and planning;
- (2) the United States;
- (3) the state; or
- (4) a subdivision of the state;

against a decedent regardless of whether letters testamentary or of administration are issued within five (5) months of the decedent's death.

(b) This SECTION expires December 31, 2011.

2011-156-42

SECTION 42. (a) During the 2011 interim, the health finance commission established by IC 2-5-23-3 shall study whether to require

a hospital to report to the state department of health the immunization rate for influenza for the individuals who work in the hospital, including employees, staff, and contractors and the manner and format for the report.

(b) This section expires December 31, 2011.

2011-165-33

SECTION 33. (a) The department of natural resources may adopt emergency rules to implement IC 14-22-9-11, as added by this act, in the manner provided for the adoption of emergency rules under IC 4-22-2-37.1.

(b) An emergency rule adopted under this SECTION expires on the earlier of the following:

(1) The date the natural resources commission adopts permanent rules under IC 4-22-2 to replace the emergency rules.

(2) July 1, 2012.

(c) This SECTION expires July 1, 2012.

2011-167-32

SECTION 32. (a) The definitions in IC 4-37-1, as added by this act, and IC 14-8-2 apply throughout this SECTION.

(b) All real property, personal property, and artifacts of the division of state museums and historic sites are transferred from the division of state museums and historic sites to the corporation.

(c) All powers, duties, assets, and liabilities of the department of natural resources regarding the division of state museums and historic sites and artifacts of the division of state museums and historic sites that are attributable to the division of state museums and historic sites are transferred to the corporation.

(d) On July 1, 2011, the budget agency shall determine and transfer the available balance of:

(1) the revolving fund of the division of museums and historic sites (IC 14-9-5-2);

(2) the state museum development fund (IC 14-20-1-1.5, repealed by this act);

(3) the state museum acquisition fund (IC 14-20-1-24, repealed by this act); and

(4) any other account intended for the use of state museums, including program, education, and collections funds;

to the state museum and historic sites development fund (IC 4-37-7-1).

(e) The budget agency shall transfer to the corporation appropriations for the department of natural resources for the period beginning July 1, 2011, and ending June 30, 2013, that were intended for the operation and improvement of the state museum according to an allotment schedule under IC 4-13-2-18.

(f) This act does not authorize any rehabilitation or repairs to any state buildings, nor does it allow any obligations to be incurred for lands and structures, without the prior review of the budget committee and the approval of the budget director or the director's designee.

(g) Notwithstanding IC 4-37-3-2(a)(2), as added by this act, the initial appointments by the governor to the board of trustees of the

corporation under IC 4-37-3-2(a) shall be staggered as follows:

- (1) Four (4) persons appointed by the governor shall be appointed to serve a one (1) year term ending June 30, 2012.
- (2) Four (4) persons appointed by the governor shall be appointed to serve a two (2) year term ending June 30, 2013.
- (3) Five (5) persons appointed by the governor shall be appointed to serve a three (3) year term ending June 30, 2014.
- (h) This SECTION expires July 1, 2013.

2011-168-17

SECTION 17. (a) As used in this SECTION, "commission" refers to the pension management oversight commission established by IC 2-5-12-1.

(b) The general assembly urges the legislative council to assign the commission the task of studying the issue of increases in the benefit schedules for worker's compensation and occupational disease compensation.

(c) If the commission is assigned the topic described in subsection (b), the commission shall issue a final report to the legislative council containing the commission's findings and recommendations, including any recommended legislation concerning the topic, not later than November 1, 2011.

(d) This SECTION expires June 30, 2012.

2011-168-18

SECTION 18. (a) As used in this SECTION, "commission" refers to the pension management oversight commission established by IC 2-5-12-1.

(b) As used in this SECTION, "medical services facility" means a hospital, clinic, surgery center, nursing home, rehabilitation center, or other health care facility that provides medical services, treatment, or supplies under IC 22-3-2 through IC 22-3-6.

(c) The general assembly urges the legislative council to assign to the commission or another committee the task of studying whether to amend the definition of "pecuniary liability" for purposes of worker's compensation and occupational disease compensation to establish the charge for services or products provided by a medical services facility as equal to a percentage of the amount determined using the Medicare program reimbursement methodologies, models, and values or weights, including the coding, billing, and reporting payment policies in effect on the date a service or product is provided.

(d) If the commission or another committee is assigned the topic described in subsection (c), the commission or the committee shall issue a final report to the legislative council containing the commission's or committee's findings and recommendations, including any recommended legislation concerning the topic, not later than November 1, 2011.

(e) This SECTION expires June 30, 2012.

2011-169-12

(Repealed by P.L.229-2011, SEC.271.)

2011-169-23

(Repealed by P.L.229-2011, SEC.271.)

2011-170-16

SECTION 16. (a) As used in this chapter, "committee" refers to:

- (1) the commission on courts established by IC 33-23-10-1; or
- (2) another study committee to which the legislative council assigns the topics of study described in subsection (b).

(b) The general assembly urges the legislative council to assign the following topics of study to the commission on courts or to another appropriate study committee:

- (1) Short sale procedures in real estate transactions in Indiana.
- (2) The experiences of other states that have:
 - (A) enacted the Uniform Nonjudicial Foreclosure Act adopted by the National Conference of Commissioners on Uniform State Laws; or
 - (B) otherwise adopted a nonjudicial mortgage foreclosure process.
- (3) The feasibility of Indiana adopting a nonjudicial mortgage foreclosure process, including any efforts needed to transition from the existing judicial foreclosure process to a nonjudicial foreclosure process.
- (4) Any other topic relating to:
 - (A) short sale procedures; or
 - (B) nonjudicial foreclosures;assigned by the legislative council, or as directed by the committee chair.

(c) If the topics described in subsection (b)(2) through (b)(4) are assigned to a committee under subsection (b), the committee may recommend for introduction in the general assembly proposed legislation to establish a nonjudicial foreclosure process in Indiana.

(d) If the topics described in subsection (b) are assigned to a committee under subsection (b), the committee may consult with or solicit testimony from the following in conducting the study described in subsection (b):

- (1) The office of the attorney general, the department of financial institutions, the Indiana housing and community development authority, the chief justice of the Indiana supreme court, the division of state court administration, any judicial officer or other court personnel of a circuit or superior court, or any officer or employee of the executive or judicial branch.
- (2) Creditors in mortgage transactions and attorneys who represent creditors in mortgage foreclosure actions.
- (3) Debtors in mortgage transactions and attorneys who represent debtors in mortgage foreclosure actions.
- (4) Real estate brokers and salespersons licensed under IC 25-34.1.
- (5) Consumer advocates or consumer advocacy organizations.
- (6) Mortgage foreclosure counselors.
- (7) Academics.
- (8) Officials from other states.

(9) Any other person whom the committee chair determines to have appropriate expertise.

(e) If the topics described in subsection (b) are assigned under subsection (b) to a committee other than the commission on courts, the committee shall, not later than November 1, 2011, issue a final report to the legislative council concerning the findings and recommendations of the committee on the topics described in subsection (b). If the topics described in subsection (b) are assigned under subsection (b) to the commission on the courts, the commission shall include its findings and recommendations concerning the topics described in subsection (b) in its report to the general assembly under IC 33-23-10-7(5) that is due not later than November 1, 2011.

(f) This SECTION expires December 31, 2011.

2011-171-25

SECTION 25. (a) The general assembly urges the legislative council to do the following:

(1) Assign to an existing study committee the following topics:

(A) The enforcement of immigration laws by state and local law enforcement.

(B) The feasibility of entering into a memorandum of understanding with the United States Department of Homeland Security for the enforcement of immigration laws by state and local law enforcement.

(2) Urge the study committee to consult with the lieutenant governor on the topics listed in subdivision (1).

(b) If the topics listed in subsection (a)(1) are assigned to an existing study committee under subsection (a), the study committee shall issue a final report to the legislative council containing the study committee's finding and recommendations, including any recommended legislation concerning the topic, not later than November 1, 2011.

(c) This SECTION expires December 31, 2011.

2011-172-163

SECTION 163. (a) In addition to any other requirements under IC 36-8-19-6(a), before the legislative body of a unit that desires to become part of a fire protection territory may adopt an ordinance or a resolution to form a territory, the legislative body of the unit must (notwithstanding IC 36-8-19-6(a)) do the following:

(1) Hold a public hearing at least thirty (30) days before adopting an ordinance or a resolution to form a territory at which the legislative body makes available to the public the following information:

(A) The property tax levy, property tax rate, and budget to be imposed or adopted during the first year of the territory for each of the units that would participate in the proposed fire protection territory.

(B) The estimated effect of the proposed reorganization in the following years on taxpayers in each of the units that would participate in the proposed fire protection territory, including the expected property tax rates, property tax levies,

expenditure levels, service levels, and annual debt service payments.

(C) The estimated effect of the proposed reorganization to other units in the county in the following years and to local option income taxes, excise taxes, and property tax circuit breaker credits.

(D) A description of the planned services and staffing levels to be provided in the proposed fire protection territory.

(E) A description of any capital improvements to be provided in the proposed fire protection territory.

(2) Hold at least one (1) additional public hearing before adopting an ordinance or a resolution to form a territory to receive public comment on the proposed ordinance or resolution.

The legislative body must give notice of the hearings under IC 5-3-1.

(b) In addition to the information required by IC 36-8-19-6(b), the notice required under that section must include the proposed levies and tax rates for each participating unit.

(c) This SECTION expires June 30, 2012.

2011-172-164

SECTION 164. (a) The department of local government finance shall review the tax rates and levies for each fire protection territory that is located in Hancock County and that has a uniform tax rate throughout the territory. The department of local government finance shall reconsider adjusting the tax levies for the participating units and whether different tax rates for fire protection services should be applied for the participating units included within the territory. In conducting its review, the department of local government finance shall consider the following factors and discuss the factors with each participating unit in the territory:

(1) The population and change in population of each unit in the territory.

(2) The assessed valuation and change of assessed valuation of real property in each unit in the territory.

(3) The cost of providing fire service to each unit in the territory.

(4) Comparisons to other jurisdictions providing similar fire service.

(5) Previous tax rates and levies for fire protection.

(6) Future needs and planned or expected expenses for fire service.

(7) Other factors as determined by the department.

(b) This SECTION expires June 30, 2012.

2011-172-165

SECTION 165. (a) IC 6-3-2-2, as amended by this act, applies to taxable years beginning after December 31, 2010.

(b) This SECTION expires January 1, 2014.

2011-172-166

SECTION 166. (a) The office of management and budget shall, with the assistance of the department of state revenue and the family and

social services administration, conduct a study of the following:

- (1) Issues related earned income tax credits provided under IC 6-3.1-21.
- (2) Issues related to Medicaid fraud.
- (b) The office of management and budget shall prepare a report containing its findings and recommendations and submit the report to the commission on state tax and financing policy in an electronic format under IC 5-14-6.
- (c) This SECTION expires January 1, 2012.

2011-172-167

SECTION 167. (a) The commission on state tax and financing policy established under IC 2-5-3 shall, during the interim in 2011 between sessions of the general assembly, study the following:

- (1) Issues related to fire protection territories, including the following:
 - (A) The formation process for territories.
 - (B) The establishment of tax rates and tax levies for territories, including tax rates for agricultural land.
 - (C) Other issues as determined by the commission.
- (2) All aspects, including the advantages and disadvantages, of phasing out the state inheritance tax.
- (3) Issues related to township assistance provided in Calumet Township in Lake County, including any effects on taxpayers in the town of Griffith.
- (4) Whether commercial rental property should for property tax purposes be valued by using the lowest valuation determined by applying each of the appraisal approaches used for determining the assessed valuation of residential rental property under IC 6-1.1-4-39.
- (5) Issues related to periodic or "rolling" reassessment.
- (6) Whether a tax incentive for logistics and homeland security expenditures will provide a net gain in tax revenue and investment in Indiana.
- (7) Methods for eliminating or reducing the personal property tax statewide and the appropriateness of allowing local government the option of eliminating or abating personal property tax, including the authority to offer deductions or exemptions for new investment and economic development purposes.
- (8) Differences between the eligibility of nonprofit entities for federal income tax exemptions and the eligibility of nonprofit entities for Indiana property tax exemptions.
- (9) Issues related to sales tax holidays.
- (10) Internet sales and taxation.
- (b) Before November 1, 2011, the commission on state tax and financing policy shall report its findings and any recommendations concerning the study topics described in subsection (a) in a final report to the legislative council in an electronic format under IC 5-14-6. The commission on state tax and financing policy shall also report its findings and any recommendations concerning issues related to township assistance provided in Calumet Township in Lake County

(including any effects on taxpayers in the town of Griffith) to the House Committee on Government and Regulatory Reform. The House Committee on Government and Regulatory Reform shall review these findings and recommendations during the 2012 session of the general assembly.

(c) This SECTION expires January 1, 2012.

2011-172-168

SECTION 168. (a) This SECTION applies to a taxpayer, notwithstanding IC 6-1.1-3, IC 6-1.1-11, IC 6-1.1-17, IC 6-1.1-37, 50 IAC 4.2, 50 IAC 16, or any other statute or administrative rule.

(b) This section applies to an assessment date (as defined in IC 6-1.1-1-2) occurring after December 31, 2008, and before January 1, 2011.

(c) As used in this SECTION, "taxpayer" refers to an Indiana nonprofit corporation or trust that owns real and personal property located at one (1) of the following street addresses in Marion County:

- (1) 1544 Columbia Avenue.
- (2) 1926 Georgetown Road.
- (3) 4107 East Washington Street.
- (4) 7435 North Keystone Avenue.
- (5) 8741 Founders Road.
- (6) 9230 Hawkins Road.
- (7) 1400 North Meridian Street.
- (8) 901 Shelby Street.

(d) A taxpayer, after April 1, 2011, but before June 1, 2011, may file or refile in person or in any other manner consistent with IC 6-1.1-36-1.5:

- (1) a Form 136 property tax exemption application, along with any supporting documents, schedules, or attachments, claiming an exemption from real property taxes or personal property taxes, or both under IC 6-1.1-10-16, for any assessment date described in subsection (b); and
- (2) a personal property tax return, along with any supporting documents, schedules, or attachments, relating to any personal property under IC 6-1.1-10-16, for any assessment date for which an exemption is claimed on a Form 136 property tax exemption application that is filed under this subsection.

(e) Any property tax exemption application or personal property tax return filed or refiled under subsection (d):

- (1) is, subject to this SECTION, allowed; and
- (2) is considered to have been timely filed.

(f) If the taxpayer demonstrates in the application or by other means that the property that is subject to the exemption would have qualified for an exemption under IC 6-1.1-10-16 as owned, occupied, and used for an educational, religious, or charitable purpose, if the application had been filed under IC 6-1.1-11 in a timely manner:

- (1) the taxpayer is entitled to the exemptions from real property taxes or personal property taxes, or both, as claimed on the property tax exemption applications filed or refiled by the taxpayer under subsection (d); and

(2) the taxpayer is not required to pay any property taxes, penalties, or interest with respect to the exempt property.

(g) For its property to be exempt under this SECTION, the taxpayer must have received for an assessment date preceding or following any assessment date described in subsection (b) an exemption or partial exemption from property taxes for property identified by the same parcel or key numbers or the same parcel and key numbers included on the property tax exemption applications filed or refiled by the taxpayer under subsection (d).

(h) This SECTION expires January 1, 2013.

2011-172-169

SECTION 169. (a) This SECTION applies to a taxpayer notwithstanding IC 6-1.1-11 or any other law or administrative rule or provision.

(b) This SECTION applies to the March 1, 2010, and March 1, 2011, assessment dates.

(c) As used in this SECTION, "taxpayer" refers to an Indiana limited liability company that:

(1) owns real property used as part of or in connection with an ice skating rink and activities associated with the operation of an ice skating rink; and

(2) as of the assessment dates referred to in subsection (b), leases or rents all or part of the real property to an Indiana nonprofit corporation that is exempt from federal income tax under Section 5019(c)(3) of the Internal Revenue Code that predominantly uses the leased or rented property for ice skating purposes, including public skating, skating lessons, instructional clinics, youth and adult sports leagues, and conducting various sporting events related to ice sports.

(d) As used in this SECTION, "eligible property" means real and personal property owned by the taxpayer that was granted a full or partial exemption from property taxation for an assessment date occurring before the assessment dates described in subsection (b), regardless of the ownership of the property at the time the full or partial exemption was previously granted or received.

(e) Any real property tax exemption application relating to the eligible property filed by the taxpayer for an assessment date described in subsection (b) is allowed. The exemption application is considered to include all parcel or key numbers for the land and improvements comprising the eligible property. The eligible property is considered tangible property owned, occupied, and used for the educational, scientific, or charitable purposes described in IC 6-1.1-10-16. Taxpayer's property tax exemption application is considered to have been filed properly for an educational, scientific, or charitable use under IC 6-1.1-10-16. The property tax exemptions allowed by this SECTION shall be applied regardless of the result of any appeal or challenge to a decision by the property tax assessment board of appeals of the county in which the eligible property is located.

(f) A taxpayer is entitled to a one hundred percent (100%) exemption under IC 6-1.1-10-16 from property taxation for the

taxpayer's eligible property and is not required to pay property taxes, penalties, or interest with respect to the eligible property for the assessment dates described in subsection (b).

(g) The exemption allowed by this SECTION shall be applied without need of any further ruling or action by the county assessor or the county property tax assessment board of appeals of the county in which the property is located or by the Indiana board of tax review. Any actions by the county assessor or the county property tax assessment board of appeals of the county in which the property is located or by the Indiana board of tax review that are contrary to or inconsistent with the intent of this SECTION are invalid, null, and void.

(h) This SECTION expires December 31, 2012.

2011-172-170

SECTION 170. (a) Notwithstanding IC 20-46-4-6, the Lake Central School Corporation, Lake County, may request that the department of local government finance make an adjustment to its transportation fund property tax levy for property taxes first due and payable in 2012. The request must be filed before September 1, 2011.

(b) The amount of the requested adjustment may not exceed seven hundred thousand dollars (\$700,000).

(c) If the school corporation makes a request for an adjustment in an amount not exceeding the limit prescribed by subsection (b), the department of local government finance shall make the adjustment to the school corporation's transportation fund property tax levy for property taxes first due and payable in 2012.

(d) The school corporation's transportation fund property tax levy determined under this SECTION for 2012 shall be used as the basis for determining the property tax levy for property taxes first due and payable after 2012.

(e) This SECTION expires January 1, 2014.

2011-172-171

SECTION 171. (a) This SECTION applies only to Marion County.

(b) The county may for property taxes first due and payable in 2012 impose a property tax levy as provided in this SECTION. The property tax levy under this SECTION may not be imposed for any year after 2012.

(c) A property tax levy imposed under this SECTION:

(1) is in addition to any other property tax levies imposed by the county; and

(2) shall not be considered as part of the county's property tax levy for purposes of applying the limitations under IC 6-1.1-18.5.

(d) The department of local government finance shall determine the difference between the following:

(1) The result of:

(A) the total amount of expenses paid by the county after December 31, 2008, for child services (as defined in IC 12-19-7-1, before its repeal) and for other services described in IC 31-40-1-2 (as effective December 31, 2008)

that would have been payable from the county's family and children's fund if IC 12-19-7 had not been repealed by P.L.146-2008; minus

(B) the sum of:

(i) the unencumbered balance on December 31, 2008, of the county's family and children's fund; plus

(ii) any delinquent property tax payments and other amounts collected by the county after December 31, 2008, that would have been deposited in the county's family and children's fund if IC 12-19-7 had not been repealed by P.L.146-2008.

(2) The amount of the property tax levy imposed by the county in 2009 under SECTION 823(e) of P.L.146-2008.

(e) The amount of a property tax levy imposed by the county under this SECTION may not exceed the difference determined under subsection (d).

(f) Property taxes collected from a property tax levy imposed by the county under this SECTION shall be deposited in the county general fund.

(g) This SECTION expires June 30, 2012.

2011-172-172

SECTION 172. (a) Notwithstanding IC 6-1.1-18.5-1, the following townships may request that the department of local government finance make an adjustment to its maximum permissible property tax levy for property taxes first due and payable in 2012:

(1) Washington Township, Allen County.

(2) Lafayette Township, Allen County.

The request by a township under this SECTION must be filed before September 1, 2011.

(b) The amount of the requested adjustment may not exceed the difference between:

(1) the civil taxing unit's maximum permissible property tax levy for the calendar year in which the civil taxing unit used cash balances that resulted in a reduction in the civil taxing unit's maximum permissible property tax levy the following year; minus

(2) the civil taxing unit's 2011 maximum permissible ad valorem property tax levy.

(c) If a civil taxing unit makes a request for an adjustment in an amount not exceeding the limit prescribed by subsection (b), the department of local government finance shall make the adjustment to the civil taxing unit's maximum permissible ad valorem property tax levy for 2012.

(d) The maximum permissible property tax levy determined under this SECTION for 2012 shall be used as the basis for determining the civil taxing unit's maximum permissible property tax levy for property taxes first due and payable after 2012.

(e) This SECTION expires January 1, 2014.

2011-172-173

SECTION 173. (a) The department of local government finance may adjust a civil taxing unit's maximum permissible ad valorem

property tax levy determined under IC 6-1.1-18.5-3, as amended by this act, for property taxes first due and payable in 2012, if the department of local government finance determines that the civil taxing unit's maximum permissible ad valorem property tax levy was reduced as a direct result of the amendment of IC 6-1.1-18.5-3 by this act. The amount of the adjustment may not exceed the greater of zero (0) or the difference between the civil taxing unit's maximum permissible ad valorem property tax levy, as determined without applying the amendment made to IC 6-1.1-18.5-3 by this act, and the civil taxing unit's maximum permissible ad valorem property tax levy, as determined after applying the amendment made to IC 6-1.1-18.5-3 by this act. An adjustment under this SECTION shall be treated as a permanent adjustment in the civil taxing unit's maximum permissible ad valorem property tax levy.

(b) The department of local government finance may make an adjustment under subsection (a) on its own motion or on appeal by the civil taxing unit. A civil taxing unit may appeal for an adjustment under this SECTION in the same manner as an appeal under IC 6-1.1-18.5-12.

(c) This SECTION expires January 1, 2013.

2011-172-174

SECTION 174. (a) IC 6-7-2-2.1, as added by this act, and IC 6-7-2-5, IC 6-7-2-7, and IC 6-7-2-12, all as amended by this act, apply to a tobacco product:

- (1) brought into Indiana for distribution;
- (2) manufactured in Indiana for distribution; or
- (3) transported to a retail dealer in Indiana for resale by the retail dealer;

by a distributor after December 31, 2011.

(b) This SECTION expires January 1, 2012.

2011-172-175

SECTION 175. (a) IC 6-3-1-3.5, IC 6-3-2-1, IC 6-5.5-1-2, and IC 6-8-5-1, all as amended or added by this act, apply to taxable years beginning after December 31, 2011.

(b) This SECTION expires January 1, 2016.

2011-172-176

SECTION 176. (a) IC 6-3-2-2, as amended by this act, applies to taxable years beginning after December 31, 2010.

(b) This SECTION expires January 1, 2014.

2011-172-177

SECTION 177. (a) IC 6-3.5-1.1-25 and IC 6-3.5-6-31, both as amended by this act, apply to distributions of tax revenue made under those sections after December 31, 2011.

(b) This SECTION expires July 1, 2013.

2011-172-178

SECTION 178. (a) The legislative council shall assign an interim

study committee to study which state agency should have authority to control dangerous alcohol products.

(b) An interim study committee assigned to study the issue described in subsection (a) shall submit a final report to the legislative council before November 1, 2011. The report must include the interim study committee's findings and recommendations, including any recommended legislation concerning the issue.

(c) This SECTION expires January 1, 2012.

2011-173-13

SECTION 13. (a) IC 6-1.1-10-24, as amended by this act, applies to IC 6-1.1-11-4, as amended by this act, as if both provisions had been in effect on January 1, 2008.

(b) This SECTION expires January 1, 2013.

2011-173-14

SECTION 14. (a) With respect to an assessment date (as defined in IC 6-1.1-1-2) occurring after December 31, 2009, and before January 1, 2013, the definition of "fraternity or sorority" set forth in IC 6-1.1-10-24, as amended by this act, includes a limited liability company whose members are predominantly fraternities, sororities, or foundations related to fraternities or sororities.

(b) With respect to the March 1, 2010, assessment date, the exemption allowed by IC 6-1.1-10-24, as amended by this act, applies to tangible property acquired for future use by a fraternity or sorority for a use set forth in IC 6-1.1-10-24(b)(2), as amended by this act.

(c) This SECTION expires January 1, 2013.

2011-173-15

SECTION 15. (a) This SECTION applies to a taxpayer, notwithstanding IC 6-1.1-3, IC 6-1.1-11, IC 6-1.1-17, IC 6-1.1-37, 50 IAC 4.2, 50 IAC 16, or any other statute or administrative rule.

(b) This section applies to an assessment date (as defined in IC 6-1.1-1-2) occurring after December 31, 2005, and before January 1, 2010.

(c) As used in this SECTION, "taxpayer" refers to an Indiana nonprofit corporation that owns real and personal property used as part of or in connection with a men's cooperative house.

(d) A taxpayer, after February 13, 2011, but before February 26, 2011, may file or refile in person or in any other manner consistent with IC 6-1.1-36-1.5:

(1) a Form 136 property tax exemption application, along with any supporting documents, schedules, or attachments, claiming an exemption from real property taxes or personal property taxes, or both under IC 6-1.1-10-16 or IC 6-1.1-10-24, as amended by this act, for any assessment date described in subsection (b); and

(2) a personal property tax return, along with any supporting documents, schedules, or attachments, relating to any personal property under IC 6-1.1-10-16 or IC 6-1.1-10-24, as amended by this act, for any assessment date for which an exemption is claimed on a Form 136 property tax exemption application that is

filed under this subsection.

(e) Any property tax exemption application or personal property tax return filed or refiled under subsection (d):

(1) is, subject to this SECTION, allowed; and

(2) is considered to have been timely filed.

(f) If the taxpayer demonstrates in the application or by other means that the property that is subject to the exemption would have qualified for an exemption under IC 6-1.1-10-16 as owned, occupied, and used for an educational, religious, or charitable purpose or under IC 6-1.1-10-24, as amended by this act, if the application had been filed under IC 6-1.1-11 in a timely manner:

(1) the taxpayer is entitled to the exemptions from real property taxes or personal property taxes, or both, as claimed on the property tax exemption applications filed or refiled by the taxpayer under subsection (d); and

(2) the taxpayer is not required to pay any property taxes, penalties, or interest with respect to the exempt property.

(g) For its property to be exempt under this SECTION, the taxpayer must have received for an assessment date preceding or following any assessment date described in subsection (b) an exemption or partial exemption from property taxes for property identified by the same parcel or key numbers or the same parcel and key numbers included on the property tax exemption applications filed or refiled by the taxpayer under subsection (d).

(h) This SECTION expires January 1, 2013.

2011-173-16

SECTION 16. (a) This SECTION applies to a taxpayer notwithstanding IC 6-1.1-11 or any other law or administrative rule or provision.

(b) This SECTION applies to the March 1, 2010, and March 1, 2011, assessment dates.

(c) As used in this SECTION, "taxpayer" refers to a corporation that:

(1) is a medical society with members who are predominantly physicians residing or practicing in the county or municipality where the property described in subsection (d) is located or an adjacent county;

(2) is exempt from federal income taxes under Section 501 of the Internal Revenue Code; and

(3) filed a timely exemption application from property taxation for eligible property described in subsection (d) for the March 1, 2010, assessment date.

(d) As used in this SECTION, "eligible property" means real and personal property owned by the taxpayer that:

(1) was granted a full or partial exemption from property taxation for the March 1, 2008, and March 1, 2009, assessment dates, regardless of the parcel or key numbers used to identify the property; and

(2) is occupied and predominantly used by the taxpayer or a nonprofit foundation affiliated with the taxpayer for the nonprofit

purposes of the taxpayer or a nonprofit foundation affiliated with the taxpayer on an assessment date subject to this SECTION.

The term includes property used by the taxpayer or a nonprofit foundation affiliated with the taxpayer for parking purposes. The term does not include areas or parts of property that are leased to a for-profit entity.

(e) A property tax exemption application referred to in subsection (c)(3) is allowed, regardless of the parcel or key numbers used to identify the property. The eligible property is considered tangible property owned, occupied, and used for the educational, scientific, or charitable purposes described in IC 6-1.1-10-16. Taxpayer's property tax exemption application referred to in subsection (c)(3) is considered to have been filed properly for an educational, scientific, or charitable use under IC 6-1.1-10-16. The property tax exemptions allowed by this SECTION shall be applied regardless of whether the taxpayer's exemption application referred to in subsection (c)(3) was granted or denied and regardless of whether or how any denials of the requested exemptions were appealed or otherwise challenged by the taxpayer.

(f) A taxpayer is entitled to a one hundred percent (100%) exemption under IC 6-1.1-10-16 from property taxation for the taxpayer's eligible property and is not required to pay property taxes, penalties, or interest with respect to the eligible property for the assessment dates described in subsection (b).

(g) The auditor of the county in which the property is located shall apply the exemption allowed by this SECTION based upon the taxpayer's exemption application referred to in subsection (c)(3) and any additional documents or materials provided by the taxpayer. The exemption allowed by this SECTION shall be applied without need of any further ruling or action by the county assessor or the county property tax assessment board of appeals of the county in which the property is located or by the Indiana board of tax review. Any actions by the county assessor or the county property tax assessment board of appeals of the county in which the property is located or by the Indiana board of tax review that are contrary to or inconsistent with the intent of this SECTION are invalid, null, and void.

(h) This SECTION expires December 31, 2012.

2011-173-17

SECTION 17. (a) This SECTION applies to a taxpayer notwithstanding IC 6-1.1-11 or any other law or administrative rule or provision.

(b) This SECTION applies to an assessment date (as defined in IC 6-1.1-1-2) occurring in 2010 or 2011.

(c) As used in this SECTION, "taxpayer" refers to an Indiana nonprofit corporation that:

(1) owns real property used as part of or in connection with a church, worship services, and other religious, educational, charitable, civic, or cultural activities;

(2) as of the assessment dates referred to in subsection (b), leases or rents part of the real property to another Indiana nonprofit corporation that is exempt from federal income tax under Section

501(c)(3) of the Internal Revenue Code and classified as other than a private foundation under Section 509(a)(3) of the Internal Revenue Code, and the leased or rented property is used as a center for the arts, including using the leased or rented property for exhibit space, gallery events, and subleasing to artists and art support groups; and

(3) filed on or by May 17, 2010, an exemption application from property taxation for eligible property described in subsection (d) for the March 1, 2010, assessment date.

(d) As used in this SECTION, "eligible property" means real property owned by the taxpayer:

(1) that was granted a full or partial exemption from property taxation for an assessment date prior to the assessment dates referred to in subsection (b); and

(2) for which a one hundred percent (100%) real property tax exemption for the March 1, 2010, assessment date was denied.

(e) A property tax exemption application referred to in subsection (c)(3):

(1) is, subject to this SECTION, allowed; and

(2) is considered to have been timely and properly filed for a religious, educational, or charitable use under IC 6-1.1-10-16.

The eligible property is considered tangible property owned, occupied, and used for the religious, educational, or charitable purposes described in IC 6-1.1-10-16. The property tax exemption allowed by this SECTION shall be applied regardless of whether the taxpayer's exemption application referred to in subsection (c)(3) was granted or denied in whole or in part and regardless of whether or how any denials of the requested exemption were appealed or otherwise challenged by the taxpayer.

(f) A taxpayer is entitled to a one hundred percent (100%) exemption under IC 6-1.1-10-16 from property taxation for the taxpayer's eligible property and is not required to pay property taxes, penalties, or interest with respect to the eligible property for the assessment dates referred to in subsection (b). The exemption allowed by this SECTION shall be applied without the need for any further ruling or action by the county assessor or the county property tax assessment board of appeals of the county in which the property is located or by the Indiana board of tax review. Any actions by the county assessor or the county property tax assessment board of appeals of the county in which the property is located or by the Indiana board of tax review that are contrary to or inconsistent with the intent of this SECTION are invalid, null, and void.

(g) This SECTION expires December 31, 2012.

2011-173-18

SECTION 18. (a) As used in this SECTION, "board" refers to the county property tax assessment board of appeals.

(b) This SECTION applies to an organization that:

(1) is located in a county containing a consolidated city;

(2) is dedicated to providing services to the community, including direct aid, nutrition assistance, job training and counseling, and

safe, high quality after school activities;

(3) is not eligible for a property tax exemption under IC 6-1.1-10-16 and IC 6-1.1-10-24 for certain parcels of property for property taxes first due and payable in 2009, 2010, and 2011 because the entity failed to timely file an application under IC 6-1.1-11-3.5; and

(4) filed an application under IC 6-1.1-11 for exemption from property taxes first due and payable in 2007 on the same parcels of property, which exemption was approved by the board.

(c) An organization described in subsection (b) is entitled to an exemption from property taxes on the organizations's property for property taxes first due and payable in 2009, 2010, and 2011 in the same percentage approved by the board with respect to the organization's exemption application described in subsection (b)(4).

(d) The county shall return to the organization the title of any parcels of the organization's property that have been included in a tax sale under IC 6-1.1 and that are entitled to an exemption under subsection (c).

(e) This SECTION expires January 1, 2013.

2011-176-1

SECTION 1. (a) As used in this SECTION, "division" refers to the division of disability and rehabilitative services established by IC 12-9-1-1.

(b) As used in this SECTION, "provider" refers to any entity that receives funding from the division.

(c) The division shall:

(1) conduct a study of the various federal, state, and local audits and reviews that are required to be conducted by providers; and

(2) report its findings to the commission on developmental disabilities established by IC 2-5-27.2-2 and to the health finance commission established by IC 2-5-23-3 not later than September 1, 2011.

(d) In conducting the study required by subsection (c), the division must consult with providers.

(e) The division shall evaluate whether a provider of supported living services that has achieved national accreditation for those services should be considered by the division to be accredited for purposes of surveys conducted by the bureau of quality improvement services and other state agencies. The division shall report the findings of the evaluation to the commission on developmental disabilities.

(f) This SECTION expires December 31, 2011.

2011-177-6

SECTION 6. (a) As used in this SECTION, "participant" has the meaning set forth in IC 5-10-5.5-1.

(b) As used in this SECTION, "plan" refers to the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan established by IC 5-10-5.5-2.

(c) Not later than October 1, 2011, the board of trustees of the public employees' retirement fund shall pay the amount determined

under subsection (d) to a plan participant (or to a survivor or beneficiary of a plan participant) who retired or was disabled on or before December 1, 2009, and who was entitled to receive a monthly benefit on July 1, 2010. The amount is not an increase in the annual retirement allowance.

(d) The amount paid under this SECTION to a plan participant (or to a survivor or beneficiary of a plan participant) who meets the requirements of subsection (c) is determined as follows:

If a Plan Participant's Creditable Service Is:	The Amount Is
Less than ten (10) years (only in the case of a plan participant receiving disability retirement benefits)	\$125
At least ten (10) years, but less than twenty (20) years	\$235
At least twenty (20) years, but less than thirty (30) years	\$325
At least thirty (30) years	\$400

(e) The creditable service used to determine the amount paid to a plan participant (or a survivor or beneficiary of a plan participant) under this SECTION is the creditable service that was used to compute the plan participant's retirement allowance under IC 5-10-5.5-10 and IC 5-10-5.5-12 except that partial years of creditable service may not be used to determine the amount paid under this SECTION.

(f) This SECTION expires January 1, 2012.

2011-179-35

SECTION 35. (a) The St. Joseph County county election board shall place the following public question on the November 2011 municipal election ballot in the city of Mishawaka in St. Joseph County:

"Should the members of the governing body of the School City of Mishawaka be chosen as provided in IC 20-23-17?".

(b) The county election board shall tabulate the votes cast on the public question described in this SECTION and certify the results under IC 3-12-4-9. The circuit court clerk shall send a copy of the certification required by this subsection to the department of education.

(c) IC 3 applies to the public question placed on the ballot under this SECTION to the extent IC 3 is not inconsistent with this SECTION.

(d) This SECTION expires July 1, 2012.

2011-180-5

SECTION 5. (a) As used in this SECTION, "commission" refers to the criminal code evaluation commission established by subsection (b).

(b) The criminal code evaluation commission is established to evaluate the criminal laws of Indiana. If, based on the commission's evaluation, the commission determines that changes are necessary or appropriate, the commission shall make recommendations to the general assembly for the modification of the criminal laws.

(c) The commission may study other topics assigned by the legislative council or as directed by the commission chair.

(d) The commission may meet during the months of:

- (1) June, July, August, September, and October of 2011; and
- (2) April, May, June, July, August, September, and October of 2012.

(e) The commission consists of seventeen (17) members appointed as follows:

- (1) Four (4) members of the senate, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the president pro tempore of the senate.
- (2) Four (4) members of the house of representatives, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the speaker of the house of representatives.
- (3) The attorney general or the attorney general's designee.
- (4) The commissioner of the department of correction or the commissioner's designee.
- (5) The executive director of the prosecuting attorneys council of Indiana or the executive director's designee.
- (6) The executive director of the public defender council of Indiana or the executive director's designee.
- (7) The chief justice of the supreme court or the chief justice's designee.
- (8) Two (2) judges who exercise criminal jurisdiction, who may not be affiliated with the same political party, to be appointed by the governor.
- (9) Two (2) professors employed by a law school in Indiana whose expertise includes criminal law, to be appointed by the governor.

(f) The chairman of the legislative council shall appoint a legislative member of the commission to serve as chair of the commission. Whenever there is a new chairman of the legislative council, the new chairman may remove the chair of the commission and appoint another chair.

(g) If a legislative member of the commission ceases to be a member of the chamber from which the member was appointed, the member also ceases to be a member of the commission.

(h) A legislative member of the commission may be removed at any time by the appointing authority who appointed the legislative member.

(i) If a vacancy exists on the commission, the appointing authority who appointed the former member whose position is vacant shall appoint an individual to fill the vacancy.

(j) The commission shall submit a final report of the results of its study to the legislative council before November 1, 2012. The report must be in an electronic format under IC 5-14-6.

(k) The Indiana criminal justice institute shall provide staff support to the commission to prepare:

- (1) minutes of each meeting; and
- (2) the final report.

(l) The legislative services agency shall provide staff support to the commission to:

- (1) advise the commission on legal matters, criminal procedures,

- and legal research; and
- (2) draft potential legislation.

(m) Each member of the commission is entitled to receive the same per diem, mileage, and travel allowances paid to individuals who serve as legislative and lay members, respectively, of interim study committees established by the legislative council.

(n) The affirmative votes of a majority of all the members who serve on the commission are required for the commission to take action on any measure, including the final report.

(o) Except as otherwise specifically provided by this SECTION, the commission shall operate under the rules of the legislative council. All funds necessary to carry out this SECTION shall be paid from appropriations to the legislative council and the legislative services agency.

(p) For the 2011 interim, the commission shall study:

- (1) child solicitation (IC 35-42-4-6), including whether or not there should be an increased penalty for a person who is at least twenty-one (21) years of age to knowingly or intentionally solicit a child less than fourteen (14) years of age, or an individual the person believes to be a child less than fourteen (14) years of age;
- (2) child trafficking, including whether the general assembly should enact a crime of promotion of child trafficking and if promotion of child trafficking should be added to the list of sex offenses under IC 11-8-8-4.5;
- (3) sex crimes against children, including whether there should be an increased penalty, or creation of a new crime, for the commission of a sex crime by a person at least twenty-one (21) years of age with whom the child victim has a relationship of trust or emotional dependence, including a school employee, school volunteer, counselor, therapist, member of the clergy, and medical personnel; and
- (4) the appropriate statute of limitations for sex crimes against children, including child molesting (IC 35-42-4-3), child exploitation (IC 35-42-4-4(b)), and sexual misconduct with a minor (IC 35-42-4-9).

(q) This SECTION expires December 31, 2012.

2011-195-4

SECTION 4. (a) As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.

(b) As used in this SECTION, "public works statute" refers to any of the following:

- (1) IC 4-13-6.
- (2) IC 5-16.
- (3) IC 8-10-1.
- (4) IC 8-23-9.
- (5) IC 36-1-12.

(c) As used in this SECTION, "study committee" means either of the following:

- (1) A statutory committee established under IC 2-5.
- (2) An interim study committee.

(d) The legislative council is urged to assign the following topics to a study committee during the 2011 legislative interim:

- (1) The use of an agreement with a labor organization on public works projects covered by a public works statute.
- (2) Job classifications used in a common construction wage determination.

(e) If a topic described in subsection (d) is assigned to a study committee, the study committee shall determine whether legislation should be enacted to address the topic and, if so, the study committee shall recommend proposed legislation.

(f) This SECTION expires December 31, 2011.

2011-197-154

SECTION 154. (a) On July 1, 2011, the rights, duties, property, personnel, liabilities, and contractual obligations of the following are transferred to the Lake Michigan marina and shoreline development commission established by IC 36-7-13.5-2, as amended by this act:

- (1) The Lake Michigan marina development commission.
- (2) The shoreline development commission.

The commissions described in subdivisions (1) and (2) are abolished as soon as the property, personnel, liabilities, and contractual obligations of the commissions are transferred to the Lake Michigan marina and shoreline development commission. The only actions that a commission described in subdivision (1) or (2) may take after June 30, 2011, are those actions necessary to wind up the affairs of that commission.

(b) The members of the governing body of a commission described in subsection (a)(1) or (a)(2) remain members of the governing body until the commission is abolished. The governing bodies of each commission described in subsection (a)(1) or (a)(2) shall adopt a resolution as the last act of the governing body specifying the abolishment of the commission.

(c) Money transferred from the Lake Michigan marina development commission to the Lake Michigan marina and shoreline development commission shall initially be transferred to a fund that is separate from the shoreline environmental trust fund established by IC 36-7-13.5-19, as amended by this act, and used in accordance with the budget adopted by the Lake Michigan marina and shoreline development commission. The budget may provide for part or all of the money to be transferred and used for the purposes of the shoreline environmental trust fund.

(d) This SECTION expires July 1, 2014.

2011-197-155

SECTION 155. (a) If an individual is certified as an occupational therapy assistant under IC 25-23.5 on June 30, 2011, the individual is considered to be a licensed occupational therapy assistant under IC 25-23.5, as amended by this act, on July 1, 2011. The license of an individual described in this subsection expires on the date the individual's certification that the license is replacing would have expired if this act had not been enacted.

(b) The occupational therapy committee established by IC 25-23.5-2-1 shall issue a license under IC 25-23.5-5-6 to an individual described in subsection (a). However, the occupational therapy committee and the Indiana professional licensing agency are not required to issue a new license to an individual.

(c) This SECTION expires July 1, 2013.

2011-197-156

SECTION 156. (a) As used in this SECTION, "commission" refers to the health finance commission under IC 2-5-23.

(b) The commission shall study the feasibility of licensure of professionals providing care to individuals who have suffered traumatic brain injury.

(c) The commission shall study the feasibility of licensure of diabetes educators.

(d) This SECTION expires December 31, 2011.

2011-201-116

SECTION 116. (a) Subject to subsection (b), a judge of a Clark superior court established by IC 33-33-10-3, as repealed by this act, serving on a Clark superior court on December 31, 2011, is entitled to serve as a judge of the Clark circuit court under IC 33-33-10-2.5, as added by this act, for a term beginning January 1, 2012. The judge may serve as judge of the Clark circuit court until the expiration of the Clark superior court term that the judge was serving under the law in effect on December 31, 2011.

(b) The judges of the Clark circuit court and Clark superior courts serving on December 31, 2011, shall serve as judges of the following Clark circuit court divisions established by IC 33-33-10-2.5, as added by this act, beginning January 1, 2012:

(1) The judge of the Clark circuit court shall serve as the initial judge of Clark circuit court No. 1.

(2) The judge of Clark superior court No. 2 shall serve as the initial judge of Clark circuit court No. 2.

(3) The judge of Clark superior court No. 3 shall serve as the initial judge of Clark circuit court No. 3.

(4) The judge of Clark superior court No. 1 shall serve as the initial judge of Clark circuit court No. 4.

(c) The superior courts for Clark County are abolished as of January 1, 2012. All cases and other matters pending in the Clark superior courts at the close of business on December 31, 2011, shall be transferred to the Clark circuit court on January 1, 2012. A case or other matter transferred under this SECTION shall be treated as if the case or other matter were originally filed in the Clark circuit court.

(d) On January 1, 2012, all property and obligations of the Clark superior courts become the property and obligations of the Clark circuit court.

(e) This SECTION expires January 1, 2017.

2011-201-117

SECTION 117. (a) A judge of a Henry superior court established by

IC 33-33-33-2, as repealed by this act, serving on the Henry superior court on June 30, 2011, is entitled to serve as one (1) of the two (2) judges added to the Henry circuit court under IC 33-33-33-8, as added by this act, for a term beginning July 1, 2011. The judge may serve as judge of the Henry circuit court until the expiration of the Henry superior court term that the judge was serving under the law in effect on June 30, 2011.

(b) The superior courts for Henry County are abolished as of July 1, 2011. All cases and other matters pending in the Henry superior courts at the close of business on June 30, 2011, shall be transferred to the Henry circuit court on July 1, 2011. A case or other matter transferred under this SECTION shall be treated as if the case or other matter were originally filed in the Henry circuit court.

(c) On July 1, 2011, all property and obligations of the Henry superior courts become the property and obligations of the Henry circuit court.

(d) This SECTION expires January 1, 2017.

2011-201-118

SECTION 118. (a) A judge of the Madison superior court established by IC 33-33-48-2, as repealed by this act, serving on the Madison superior court on June 30, 2011, is entitled to serve as one (1) of the five (5) judges added to the Madison circuit court under IC 33-33-48-12, as added by this act, for a term beginning July 1, 2011. The judge may serve as judge of the Madison circuit court until the expiration of the Madison superior court term that the judge was serving under the law in effect on June 30, 2011.

(b) The superior court for Madison County is abolished as of July 1, 2011. All cases and other matters pending in the Madison superior court at the close of business on June 30, 2011, shall be transferred to the Madison circuit court on July 1, 2011. A case or other matter transferred under this SECTION shall be treated as if the case or other matter were originally filed in the Madison circuit court.

(c) On July 1, 2011, all property and obligations of the Madison superior court become the property and obligations of the Madison circuit court.

(d) This SECTION expires January 1, 2017.

2011-201-119

SECTION 119. (a) Notwithstanding the amendment and repeal by this act of provisions in IC 33-33-45, and except as provided in subsection (c), the term of a judge of the county division of the Lake superior court who is in office on June 30, 2011, does not terminate until the date that the term would have terminated under the law in effect on June 30, 2011.

(b) Except as provided in subsection (c), the question of retention or rejection of a judge of the county division of the Lake superior court described in IC 33-33-45-25, as amended by this act, shall be placed on the ballot at the general election immediately preceding the date on which the term of the judge occupying the position on June 30, 2011, would have terminated under the law in effect on June 30, 2011.

(c) A vacancy that occurs on the Lake superior court county division after June 30, 2011, shall be filled as provided in IC 33-33-45-34, as amended by this act. A person appointed to fill a vacancy under this subsection serves an initial term as provided in IC 33-33-45-41, as amended by this act.

(d) This SECTION expires January 2, 2017.

2011-203-22

SECTION 22. (a) This SECTION applies to an action under any of the following, as amended by this act:

IC 8-22-3.5-9
IC 36-7-14-39
IC 36-7-14-48
IC 36-7-15.1-26
IC 36-7-15.1-35
IC 36-7-15.1-53
IC 36-7-30-25
IC 36-7-30.5-30
IC 36-7-32-17.

(b) Notwithstanding the effective date of amendments made by this act, an entity determining in 2011, under a law listed in subsection (a), the amount, if any, by which property taxes payable to an allocation fund or area in 2012 will exceed the amount of property taxes necessary to carry out the purposes of the allocation fund or area for the purpose of distributing the excess amount to taxing units located in the allocation area in 2012 shall calculate the amount after deducting the amount of distributions attributable to property taxes imposed after being approved by the voters in a referendum or local public question conducted after April 30, 2010, that are required by this act to be distributed after December 31, 2011, to the taxing unit for which the referendum or local public question was conducted.

(c) This SECTION expires January 1, 2013.

2011-204-6

SECTION 6. (a) The legislative council is urged to refer to a study committee that meets during the 2011 legislative interim the issues of whether:

- (1) there should be additional oversight of the division of youth services transitional services fund under IC 11-10-2-11;
- (2) there should be additional oversight of how the department of correction uses funds generated under IC 31-40-1-3.5;
- (3) there should be additional oversight of funds generated by counties under IC 31-40-1-3.8; and
- (4) there should be any legislative changes to IC 11-10-2-11, IC 31-40-1-3.5, or IC 31-40-1-3.8.

(b) This SECTION expires January 1, 2012.

2011-216-4

SECTION 4. (a) The general assembly urges the legislative council to assign to an existing study committee the topic of which state agency should have authority to control dangerous alcohol products.

(b) If the topic of which state agency should have authority to control dangerous alcohol products is assigned to an existing study committee under subsection (a), the study committee shall issue a final report to the legislative council containing the study committee's finding and recommendations, including any recommended legislation concerning the topic, not later than November 1, 2011.

(c) This SECTION expires December 31, 2011.

2011-225-94

SECTION 94. (a) The definitions set forth in IC 3-5-2 apply to this SECTION.

(b) This SECTION applies to a petition approved by the commission under IC 3-5-4-8 after December 1, 2010, for a primary candidate under IC 3-8-2-8 or IC 3-8-3.

(c) Notwithstanding IC 3-8-2 and IC 3-8-3, both as amended by this act, a petition approved by the commission complies with the requirements of IC 3 and may be used by a candidate.

(d) This SECTION expires December 31, 2012.

2011-226-24

SECTION 24. (a) Notwithstanding IC 25-35.6-1-8(b)(3), before amendment by this act on July 1, 2011, a speech-language pathologist is not required to hold a certificate of clinical competence in speech-language pathology or its equivalent issued by a nationally recognized association for speech-language and hearing to supervise speech-language pathology support personnel.

(b) This SECTION expires July 1, 2013.

2011-226-25

SECTION 25. (a) The Indiana professional licensing agency shall issue a license in speech-language pathology as follows:

(1) To each individual who applies for licensure and meets the following qualifications:

(A) Holds a license in speech and hearing therapy issued by the department of education.

(B) Has a master's degree in speech-language pathology or a related discipline.

(C) Has been employed as a speech-language pathologist for at least nine (9) months in the last five (5) years.

(2) To each individual who applies for licensure and meets all of the following qualifications:

(A) Holds a license in speech-language pathology issued by the department of education.

(B) Has:

(i) been employed as a speech-language pathologist for at least nine (9) months in the last five (5) years; or

(ii) taken at least thirty-six (36) hours of continuing education approved by the department of education or the health professions bureau after December 31, 2007, and before January 1, 2013.

(b) This SECTION expires July 1, 2013.

2011-226-26

SECTION 26. (a) 880 IAC 1-2.1-9(i) is void.

(b) The publisher of the Indiana Administrative Code and Indiana Register shall remove 880 IAC 1-2.1-9(i) from the Indiana Administrative Code.

(c) This SECTION expires January 1, 2012.

2011-229-1

SECTION 1.

(a) The following definitions apply throughout this act:

(1) "Augmentation allowed" means the governor and the budget agency are authorized to add to an appropriation in this act from revenues accruing to the fund from which the appropriation was made.

(2) "Biennium" means the period beginning July 1, 2011, and ending June 30, 2013. Appropriations appearing in the biennial column for construction or other permanent improvements do not revert under IC 4-13-2-19 and may be allotted.

(3) "Deficiency appropriation" or "special claim" means an appropriation available during the 2010-2011 fiscal year.

(4) "Equipment" includes machinery, implements, tools, furniture, furnishings, vehicles, and other articles that have a calculable period of service that exceeds twelve (12) calendar months.

(5) "Fee replacement" includes payments to universities to be used to pay indebtedness resulting from financing the cost of planning, purchasing, rehabilitation, construction, repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities, and equipment to be used for academic and instructional purposes.

(6) "Federally qualified health center" means a community health center that is designated by the Health Resources Services Administration, Bureau of Primary Health Care, as a Federally Qualified Health Center Look Alike under the FED 330 Consolidated

Health Center Program authorization, including Community Health Center (330e), Migrant Health Center (330g), Health Care for the Homeless (330h), Public Housing Primary Care (330i), and School Based Health Centers (330).

(7) "Other operating expense" includes payments for "services other than personal", "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds, and awards", "in-state travel", "out-of-state travel", and "equipment".

(8) "Pension fund contributions" means the state of Indiana's contributions to a specific retirement fund.

(9) "Personal services" includes payments for salaries and wages to officers and employees of the state (either regular or temporary), payments for compensation awards, and the employer's share of Social Security, health insurance, life insurance, dental insurance, vision insurance, deferred compensation - state match, leave conversion, disability, and retirement fund contributions.

(10) "SSBG" means the Social Services Block Grant. This was formerly referred to as "Title XX".

(11) "State agency" means:

(A) each office, officer, board, commission, department, division, bureau, committee, fund, agency, authority, council, or other instrumentality of the state;

(B) each hospital, penal institution, and other institutional enterprise of the state;

(C) the judicial department of the state; and

(D) the legislative department of the state.

However, this term does not include cities, towns, townships, school cities, school townships, school districts, other municipal corporations or political subdivisions of the state, or universities and colleges supported in whole or in part by state funds.

(12) "State funded community health center" means a public or private not for profit (501(c)(3)) organization that provides comprehensive primary health care services to all age groups.

(13) "Total operating expense" includes payments for both "personal services" and "other operating expense".

(b) The state board of finance may authorize advances to boards or persons having control of the funds of any institution or department of the state of a sum of money out of any appropriation available at such time for the purpose of establishing working capital to provide for payment of expenses in the case of emergency when immediate payment is necessary or expedient. Advance payments shall be made by warrant by the auditor of state, and properly itemized and receipted bills or invoices shall be filed by the board or persons receiving the advance payments.

(c) All money appropriated by this act shall be considered either a direct appropriation or an appropriation from a rotary or revolving fund.

(1) Direct appropriations are subject to withdrawal from the state treasury and for expenditure for such purposes, at such time, and in such manner as may be prescribed by law. Direct appropriations are not subject to return and rewithdrawal from the state treasury, except for the correction of an error which may have occurred in any transaction or for reimbursement of expenditures which have occurred in the same fiscal year.

(2) A rotary or revolving fund is any designated part of a fund that is set apart as working capital in a manner prescribed by law and devoted to a specific purpose or purposes. The fund consists of earnings and income only from certain sources or combination of sources. The money in the fund shall be used for the purpose designated by law as working capital. The fund at any time consists of the

original appropriation to the fund, if any, all receipts accrued to the fund, and all money withdrawn from the fund and invested or to be invested. The fund shall be kept intact by separate entries in the auditor of state's office, and no part of the fund shall be used for any purpose other than the lawful purpose of the fund or revert to any other fund at any time. However, any unencumbered excess above any prescribed amount shall be transferred to the state general fund at the close of each fiscal year unless otherwise specified in the Indiana Code.

2011-229-2

SECTION 2.

For the conduct of state government, its offices, funds, boards, commissions, departments, societies, associations, services, agencies, and undertakings, and for other appropriations not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are appropriated for the periods of time designated from the general fund of the state of Indiana or other specifically designated funds.

In this act, whenever there is no specific fund or account designated, the appropriation is from the general fund.

2011-229-3

SECTION 3.

GENERAL GOVERNMENT

A. LEGISLATIVE

FOR THE GENERAL ASSEMBLY

LEGISLATORS' SALARIES - HOUSE

Total Operating Expense	6,198,756	6,198,756
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HOUSE EXPENSES

Total Operating Expense	10,299,328	10,700,339
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LEGISLATORS' SALARIES - SENATE

Total Operating Expense	2,055,318	2,055,318
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SENATE EXPENSES

Total Operating Expense	10,293,712	11,692,594
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Included in the above appropriations for house and senate expenses are funds for a legislative business per diem allowance, meals, and other usual and customary expenses associated with legislative affairs. Except as provided below, this allowance is to be paid to each member of the general assembly for every day, including Sundays, during which the general assembly is convened in regular or special session, commencing with the day the session is officially convened and concluding with the day the session is adjourned sine die. However, after five (5) consecutive days of recess, the legislative business per diem allowance is to be made on an individual voucher basis until the recess concludes.

Each member of the general assembly is entitled, when authorized by the speaker of the house or the president pro tempore of the senate, to the legislative business per diem allowance for every day the member is engaged in official business.

The legislative business per diem allowance that each member of the general assembly is entitled to receive equals the maximum daily amount allowable to employees of the

executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area. The legislative business per diem changes each time there is a change in that maximum daily amount.

In addition to the legislative business per diem allowance, each member of the general assembly shall receive the mileage allowance in an amount equal to the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service for each mile necessarily traveled from the member's usual place of residence to the state capitol. However, if the member traveled by a means other than by motor vehicle, and the member's usual place of residence is more than one hundred (100) miles from the state capitol, the member is entitled to reimbursement in an amount equal to the lowest air travel cost incurred in traveling from the usual place of residence to the state capitol. During the period the general assembly is convened in regular or special session, the mileage allowance shall be limited to one (1) round trip each week per member.

Any member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or Indiana legislative council to serve on any research, study, or survey committee or commission, or who attends any meetings authorized or convened under the auspices of the Indiana legislative council, including pre-session conferences and federal-state relations conferences, is entitled, when authorized by the legislative council, to receive the legislative business per diem allowance for each day the member is in actual attendance and is also entitled to a mileage allowance, at the rate specified above, for each mile necessarily traveled from the member's usual place of residence to the state capitol, or other in-state site of the committee, commission, or conference. The per diem allowance and the mileage allowance permitted under this paragraph shall be paid from the legislative council appropriation for legislator and lay member travel unless the member is attending an out-of-state meeting, as authorized by the speaker of the house of representatives or the president pro tempore of the senate, in which case the member is entitled to receive:

- (1) the legislative business per diem allowance for each day the member is engaged in approved out-of-state travel; and
- (2) reimbursement for traveling expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the legislative council.

Notwithstanding the provisions of this or any other statute, the legislative council may adopt, by resolution, travel policies and procedures that apply only to members of the general assembly or to the staffs of the house of representatives, senate, and legislative services agency, or both members and staffs. The legislative council may apply these travel policies and procedures to lay members serving on research, study, or survey committees or commissions that are under the jurisdiction of the legislative council. Notwithstanding any other law, rule, or policy, the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency do not apply to members of the general assembly, to the staffs of the house of representatives, senate, or legislative services agency, or to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council (if the legislative council applies its travel policies and procedures to lay members under the authority of this SECTION), except that, until the legislative council adopts travel policies and procedures, the state travel policies

and procedures established by the Indiana department of administration and approved by the budget agency apply to members of the general assembly, to the staffs of the house of representatives, senate, and legislative services agency, and to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council. The executive director of the legislative services agency is responsible for the administration of travel policies and procedures adopted by the legislative council. The auditor of state shall approve and process claims for reimbursement of travel related expenses under this paragraph based upon the written affirmation of the speaker of the house of representatives, the president pro tempore of the senate, or the executive director of the legislative services agency that those claims comply with the travel policies and procedures adopted by the legislative council. If the funds appropriated for the house and senate expenses and legislative salaries are insufficient to pay all the necessary expenses incurred, including the cost of printing the journals of the house and senate, there is appropriated such further sums as may be necessary to pay such expenses.

LEGISLATORS' SUBSISTENCE

LEGISLATORS' EXPENSES - HOUSE

Total Operating Expense	2,524,980	2,620,929
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LEGISLATORS' EXPENSES - SENATE

Total Operating Expense	1,195,888	1,015,872
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Each member of the general assembly is entitled to a subsistence allowance of forty percent (40%) of the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area for:

- (1) each day that the general assembly is not convened in regular or special session; and
- (2) each day after the first session day held in November and before the first session day held in January.

However, the subsistence allowance under subdivision (2) may not be paid with respect to any day after the first session day held in November and before the first session day held in January with respect to which all members of the general assembly are entitled to a legislative business per diem.

The subsistence allowance is payable from the appropriations for legislators' subsistence.

The officers of the senate are entitled to the following amounts annually in addition to the subsistence allowance: president pro tempore, \$7,000; assistant president pro tempore, \$3,000; majority floor leader, \$5,500; assistant majority floor leaders, \$3,500; majority floor leader emeritus, \$1,500; majority caucus chair, \$5,500; assistant majority caucus chairs, \$1,500; appropriations committee chair, \$5,500; tax and fiscal policy committee chair, \$5,500; appropriations committee ranking majority member, \$2,000; tax and fiscal policy committee ranking majority member, \$2,000; majority whip, \$4,000; assistant majority whip, \$2,000; minority floor leader, \$6,000; minority leader emeritus, \$1,500; minority caucus chair, \$5,000; minority assistant floor leader, \$5,000; appropriations committee ranking minority member, \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority whip(s), \$2,000; assistant minority caucus chair(s), \$1,000; agriculture and natural resources committee chair, \$1,000; public policy committee chair, \$1,000; corrections,

criminal, and civil matters committee chair, \$1,000; education and career development chair, \$1,000; elections committee chair, \$1,000; energy and environmental affairs committee chair, \$1,000; pensions and labor committee chair, \$1,000; health and provider services committee chair, \$1,000; homeland security, transportation, and veterans affairs committee chair, \$1,000; insurance and financial institutions committee chair, \$1,000; judiciary committee chair, \$1,000; local government committee chair, \$1,000; utilities and technology committee chair, \$1,000; commerce and economic development committee chair, \$1,000; appointments and claims committee chair, \$1,000; and ethics committee chair, \$1,000. If an officer fills more than one (1) leadership position, the officer shall be paid for the higher paid position.

Officers of the house of representatives are entitled to the following amounts annually in addition to the subsistence allowance: speaker of the house, \$6,500; speaker pro tempore, \$5,000; deputy speaker pro tempore, \$1,500; majority leader, \$5,000; majority caucus chair, \$5,000; assistant majority caucus chair, \$1,000; ways and means committee chair, \$5,000; ways and means committee ranking majority member, \$3,000; ways and means committee, chairman of the education subcommittee, \$1,500; speaker pro tempore emeritus, \$1,500; budget subcommittee chair, \$3,000; majority whip, \$3,500; assistant majority whip, \$1,000; assistant majority leader, \$1,000; minority leader, \$5,500; minority caucus chair, \$4,500; ways and means committee ranking minority member, \$3,500; minority whip, \$2,500; assistant minority leader, \$4,500; second assistant minority leader, \$1,500; and deputy assistant minority leader, \$1,000.

If the senate or house of representatives eliminates a committee or officer referenced in this SECTION and replaces the committee or officer with a new committee or position, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer. However, this does not permit any additional amounts to be paid under this SECTION for a replacement committee or officer than would have been spent for the eliminated committee or officer. If the senate or house of representatives creates a new, additional committee or officer, or assigns additional duties to an existing officer, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer, or to adjust the annual payments made to the existing officer, in amounts determined by the legislative council.

If the funds appropriated for legislators' subsistence are insufficient to pay all the subsistence incurred, there are hereby appropriated such further sums as may be necessary to pay such subsistence.

FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY

Total Operating Expense	10,388,768	10,888,768
LEGISLATOR AND LAY MEMBER TRAVEL		
Total Operating Expense	750,000	750,000

Included in the above appropriations for the legislative council and legislative services agency expenses are funds for usual and customary expenses associated with legislative services.

If the funds above appropriated for the legislative council and the legislative services agency and for legislator and lay member travel are insufficient to pay all the necessary expenses incurred, there are hereby appropriated such further sums as may be necessary to pay those expenses.

Any person other than a member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or legislative council to serve on any research, study, or survey committee or commission is entitled, when authorized by the legislative council, to a per diem instead of subsistence of \$75 per day during the 2011-2013 biennium. In addition to the per diem, such a person is entitled to mileage reimbursement, at the rate specified for members of the general assembly, for each mile necessarily traveled from the person's usual place of residence to the state capitol or other in-state site of the committee, commission, or conference. However, reimbursement for any out-of-state travel expenses claimed by lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council shall be based on SECTION 14 of this act, until the legislative council applies those travel policies and procedures that govern legislators and their staffs to such lay members as authorized elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph shall be paid from the legislative council appropriations for legislative and lay member travel unless otherwise provided for by a specific appropriation.

LEGISLATIVE COUNCIL CONTINGENCY FUND

Total Operating Expense

225,000

Disbursements from the fund may be made only for purposes approved by the chairman and vice chairman of the legislative council.

The legislative services agency shall charge the following fees, unless the legislative council sets these or other fees at different rates:

Annual subscription to the session document service for sessions ending in odd-numbered years: \$900

Annual subscription to the session document service for sessions ending in even-numbered years: \$500

Per page charge for copies of legislative documents: \$0.15

Annual charge for interim calendar: \$10

Daily charge for the journal of either house: \$2

PRINTING AND DISTRIBUTION

Total Operating Expense

975,000

975,000

The above funds are appropriated for the printing and distribution of documents published by the legislative council. These documents include journals, bills, resolutions, enrolled documents, the acts of the first and second regular sessions of the 117th general assembly, the supplements to the Indiana Code for fiscal years 2011-2012 and 2012-2013, and the publication of the Indiana Administrative Code and the Indiana Register. Upon completion of the distribution of the Acts and the supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may be sold at a price or prices periodically determined by the legislative council. If the above appropriations for the printing and distribution of documents published

by the legislative council are insufficient to pay all of the necessary expenses incurred, there are hereby appropriated such sums as may be necessary to pay such expenses.

COUNCIL OF STATE GOVERNMENTS ANNUAL DUES

Other Operating Expense	143,944	143,944
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NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES

Other Operating Expense	190,337	190,337
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NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES

Other Operating Expense	10,000	10,000
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FOR THE INDIANA LOBBY REGISTRATION COMMISSION

Total Operating Expense	271,910	271,910
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FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND

LEGISLATORS' RETIREMENT FUND

Other Operating Expense	113,099	150,000
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B. JUDICIAL

FOR THE SUPREME COURT

Personal Services	7,519,219	7,519,219
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Other Operating Expense	2,047,015	2,047,015
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The above appropriation for the supreme court personal services includes the subsistence allowance as provided by IC 33-38-5-8.

LOCAL JUDGES' SALARIES

Personal Services	56,979,814	56,979,814
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Other Operating Expense	61,441	61,441
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COUNTY PROSECUTORS' SALARIES

Personal Services	24,546,298	24,546,298
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Other Operating Expense	1	1
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The above appropriations for county prosecutors' salaries represent the amounts authorized by IC 33-39-6-5 and that are to be paid from the state general fund.

In addition to the appropriations for local judges' salaries and for county prosecutors' salaries, there are hereby appropriated for personal services the amounts that the state is required to pay for salary changes or for additional courts created by the 117th general assembly.

TRIAL COURT OPERATIONS

Total Operating Expense	596,075	596,075
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INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY

Total Operating Expense	778,750	778,750
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The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-13-7.

PUBLIC DEFENDER COMMISSION

Total Operating Expense	12,850,000	12,850,000
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The above appropriation is made in addition to the distribution authorized by for the purpose of reimbursing counties for indigent defense services provided to a defendant. The division of state court administration of the supreme court of Indiana shall provide staff support to the commission and shall administer the public defense fund. The administrative costs may come from the public defense fund. Any balance in the public defense fund is appropriated to the public defender commission.

GUARDIAN AD LITEM

Total Operating Expense	2,970,248	2,970,248
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The division of state court administration shall use the foregoing appropriation to administer an office of guardian ad litem and court appointed special advocate services and to provide matching funds to counties that are required to implement, in courts with juvenile jurisdiction, a guardian ad litem and court appointed special advocate program for children who are alleged to be victims of child abuse or neglect under IC 31-33 and to administer the program. A county may use these matching funds to supplement amounts collected as fees under IC 31-40-3 to be used for the operation of guardian ad litem and court appointed special advocate programs. The county fiscal body shall appropriate adequate funds for the county to be eligible for these matching funds. In each fiscal year, the office of guardian ad litem shall set aside at least thirty thousand dollars (\$30,000) from the foregoing appropriation to provide older youth foster care.

CIVIL LEGAL AID

Total Operating Expense	1,500,000	1,500,000
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The above funds include the appropriation provided in IC 33-24-12-7.

SPECIAL JUDGES - COUNTY COURTS

Total Operating Expense	149,000	149,000
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If the funds appropriated above for special judges of county courts are insufficient to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4, there are hereby appropriated such further sums as may be necessary to pay these expenses.

COMMISSION ON RACE AND GENDER FAIRNESS

Total Operating Expense	380,996	380,996
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FOR THE COURT OF APPEALS

Personal Services	9,283,964	9,283,964
Other Operating Expense	1,032,777	1,032,777

The above appropriations for the court of appeals personal services include the subsistence allowance provided by IC 33-38-5-8.

FOR THE TAX COURT

Personal Services	547,228	547,228
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Other Operating Expense	125,785	125,785
FOR THE JUDICIAL CENTER		
Personal Services	1,790,512	1,790,512
Other Operating Expense	1,030,670	1,030,670

The above appropriations for the judicial center include the appropriations for the judicial conference.

DRUG AND ALCOHOL PROGRAMS FUND		
Total Operating Expense	100,000	100,000

The above funds are appropriated notwithstanding the distribution under IC 33-37-7-9 for the purpose of administering, certifying, and supporting alcohol and drug services programs under IC 12-23-14. However, if additional funds are needed to carry out the purpose of the program, existing revenues in the fund may be allotted.

INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION		
Total Operating Expense	222,000	222,000

FOR THE PUBLIC DEFENDER		
Personal Services	5,691,079	5,691,079
Other Operating Expense	973,837	973,837

FOR THE PUBLIC DEFENDER COUNCIL		
Personal Services	850,195	850,195
Other Operating Expense	513,902	513,902

FOR THE PROSECUTING ATTORNEYS' COUNCIL		
Personal Services	627,685	627,685
Other Operating Expense	587,591	587,591

DRUG PROSECUTION		
Drug Prosecution Fund (IC 33-39-8-6)		
Total Operating Expense	105,328	105,328
Augmentation allowed.		

FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND		
JUDGES' RETIREMENT FUND		
Other Operating Expense	11,757,357	14,077,436
PROSECUTORS' RETIREMENT FUND		
Other Operating Expense	1,838,908	2,080,000

C. EXECUTIVE

FOR THE GOVERNOR'S OFFICE		
Personal Services	1,891,818	1,891,818
Other Operating Expense	59,063	59,063
GOVERNOR'S RESIDENCE		
Total Operating Expense	115,207	115,207
GOVERNOR'S CONTINGENCY FUND		
Total Operating Expense		11,850

Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.

GOVERNOR'S FELLOWSHIP PROGRAM		
Total Operating Expense	167,457	167,457
FOR THE WASHINGTON LIAISON OFFICE		
Total Operating Expense	36,781	36,781
FOR THE LIEUTENANT GOVERNOR		
Personal Services	1,535,765	1,535,765
Other Operating Expense	398,262	398,262
CONTINGENCY FUND		
Total Operating Expense		10,530

Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.

FOR THE SECRETARY OF STATE		
ADMINISTRATION		
Personal Services	1,632,839	1,632,839
Other Operating Expense	176,410	176,410

FOR THE ATTORNEY GENERAL		
ATTORNEY GENERAL		
From the General Fund		
	13,529,845	13,529,845
From the Homeowner Protection Unit (IC 4-6-12-9)		
	67,252	67,252
Augmentation allowed.		
From the Medicaid Fraud Control Unit Fund (IC 4-6-10)		
	488,078	488,078
Augmentation allowed.		
From the Unclaimed Property Litigation		
	116,000	116,000
Augmentation allowed.		
From the Consumer Fees and Settlements Fund		
	665,682	665,682
Augmentation allowed.		
From the Real Estate Appraiser Investigative Fund (IC 25-34.1-8-7.5)		
	70,132	70,132
Augmentation allowed.		
From the Telephone Solicitation Fund (IC 24-4.7-3-6)		
	215,682	215,682
Augmentation allowed.		
From the Non-Consumer Settlements Fund		
	216,680	216,680
Augmentation allowed.		
From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
	497,494	497,494

Augmentation allowed.

From the Abandoned Property Fund (IC 32-34-1-33)

390,662	390,662
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Augmentation allowed.

The amounts specified from the General Fund, homeowner protection unit, medicaid fraud control unit fund, unclaimed property litigation, consumer fees and settlements fund, real estate appraiser investigative fund, telephone solicitation fund, non-consumer settlements fund, tobacco master settlement agreement fund, and abandoned property fund are for the following purposes:

Personal Services	15,126,721	15,136,148
Other Operating Expense	1,130,786	1,121,359

HOMEOWNER PROTECTION UNIT

Homeowner Protection Unit Account (IC 4-6-12-9)

Total Operating Expense	1,668,644	1,668,644
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MEDICAID FRAUD UNIT

Total Operating Expense	829,789	829,789
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The above appropriations to the Medicaid fraud unit are the state's matching share of funding for the state Medicaid fraud control unit under IC 4-6-10 as prescribed by 42 U.S.C. 1396b(q). Augmentation allowed from collections.

UNCLAIMED PROPERTY

Abandoned Property Fund (IC 32-34-1-33)

Personal Services	1,171,950	1,171,950
Other Operating Expense	3,230,452	3,230,452

Augmentation allowed.

CONSUMER ASSISTANCE PROTECTION PROGRAM

Protection Assistance Fund (IC 24-10)

Total Operating Expense	1	1
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Augmentation allowed.

D. FINANCIAL MANAGEMENT

FOR THE AUDITOR OF STATE

Personal Services	3,906,887	3,906,887
Other Operating Expense	1,180,338	1,180,338

GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS

Total Operating Expense	156,428	156,428
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The above appropriations for governors' and governors' surviving spouses' pensions are made under IC 4-3-3.

FOR THE STATE BOARD OF ACCOUNTS

Personal Services	17,960,445	17,960,445
Other Operating Expense	535,718	535,718

GOVERNOR ELECT

Total Operating Expense	0	40,000
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FOR THE STATE BUDGET COMMITTEE

Total Operating Expense	46,007	46,007
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Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of the budget committee is an amount equal to one hundred fifty percent (150%) of the legislative business per diem allowance. If the above appropriations are insufficient to carry out the necessary operations of the budget committee, there are hereby appropriated such further sums as may be necessary.

FOR THE OFFICE OF MANAGEMENT AND BUDGET

Personal Services	896,949	896,949
Other Operating Expense	83,375	83,375

FOR THE STATE BUDGET AGENCY

Personal Services	2,358,520	2,358,520
Other Operating Expense	504,395	504,395

The agency may establish an internal service fund to perform central accounting operations.

DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND

Total Operating Expense	2,000,000
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The foregoing departmental and institutional emergency contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor. These allocations may be made upon written request of proper officials, showing that contingencies exist that require additional funds for meeting necessary expenses. The budget committee shall be advised of each transfer request and allotment.

OUTSIDE BILL CONTINGENCY

Total Operating Expense	5,000,000
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PERSONAL SERVICESFRINGE BENEFITS CONTINGENCY FUND

Total Operating Expense	89,000,000
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The foregoing personal services/fringe benefits contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor.

The foregoing personal services/fringe benefits contingency fund appropriation may be used only for salary increases, fringe benefit increases, an employee leave conversion program, or a state retiree health program for state employees and may not be used for any other purpose.

The foregoing personal services/fringe benefits contingency fund appropriation does not revert at the end of the biennium but remains in the personal services/fringe benefits contingency fund.

RETIREE HEALTH BENEFIT TRUST FUND

Retiree Health Benefit Trust Fund (IC 5-10-8-8.5)

Total Operating Expense	42,400,000
Augmentation Allowed.	

The foregoing appropriation for the retiree health plan:

- (1) is to fund employer contributions and benefits provided under IC 5-10-8.5;
- (2) does not revert at the end of any state fiscal year but remains available for the purposes of the appropriation in subsequent state fiscal years; and
- (3) is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

The budget agency may transfer appropriations from federal or dedicated funds to the trust fund to accrue funds to pay benefits to employees that are not paid from the general fund.

COMPREHENSIVE HEALTH INSURANCE ASSOCIATION STATE SHARE	
Total Operating Expense	97,700,000
Augmentation Allowed.	

SCHOOL AND LIBRARY INTERNET CONNECTION (IC 4-34-3-2)		
Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	2,650,000	2,650,000

Of the foregoing appropriations, \$1,800,000 each year shall be used for schools under and \$850,000 each year shall be used for libraries under IC 4-34-3-2.

INSPIRE (IC 4-34-3-2)	
Build Indiana Fund (IC 4-30-17)	
Other Operating Expense	2,850,000

FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND		
PUBLIC SAFETY PENSION		
Total Operating Expense	131,000,000	180,000,000
Augmentation Allowed.		

FOR THE TREASURER OF STATE		
Personal Services	744,980	744,980
Other Operating Expense	38,115	38,115

The treasurer of state, the board for depositories, the Indiana commission for higher education, and the state student assistance commission shall cooperate and provide to the Indiana education savings authority the following:

- (1) Clerical and professional staff and related support.
- (2) Office space and services.
- (3) Reasonable financial support for the development of rules, policies, programs, and guidelines, including authority operations and travel.

E. TAX ADMINISTRATION

FOR THE DEPARTMENT OF REVENUE

COLLECTION AND ADMINISTRATION

From the General Fund

45,845,804	45,845,804
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From the Motor Carrier Regulation Fund (IC 8-2.1-23)

752,284	752,284
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From the Motor Vehicle Highway Account (IC 8-14-1)

2,319,981	2,319,981
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Augmentation allowed from the Motor Carrier Regulation Fund and the Motor Vehicle Highway Account.

The amounts specified from the General Fund, Motor Carrier Regulation Fund, and the Motor Vehicle Highway Account are for the following purposes:

Personal Services	34,536,465	34,536,465
Other Operating Expense	14,381,604	14,381,604

With the approval of the governor and the budget agency, the department shall annually reimburse the state general fund for expenses incurred in support of the collection of dedicated fund revenue according to the department's cost allocation plan.

With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department of state revenue from taxes and fees.

OUTSIDE COLLECTIONS

Total Operating Expense	4,500,000	4,500,000
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With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue's outside collections may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department from taxes and fees.

MOTOR CARRIER REGULATION

Motor Carrier Regulation Fund (IC 8-2.1-23)

Personal Services	1,591,561	1,591,561
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Other Operating Expense	2,619,734	2,619,734
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Augmentation allowed from the Motor Carrier Regulation Fund.

MOTOR FUEL TAX DIVISION

Motor Vehicle Highway Account (IC 8-14-1)

Personal Services	6,624,160	6,624,160
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Other Operating Expense	738,777	738,777
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Augmentation allowed from the Motor Vehicle Highway Account.

In addition to the foregoing appropriations, there is hereby appropriated to the department of revenue motor fuel tax division an amount sufficient to pay claims for refunds on license-fee-exempt motor vehicle fuel as provided by law. The sums above appropriated from the motor vehicle highway account for the operation of the motor fuel tax division, together with all refunds for license-fee-exempt motor vehicle fuel, shall be paid from the receipts of those license fees before they are distributed

as provided by IC 6-6-1.1.

FOR THE INDIANA GAMING COMMISSION

From the State Gaming Fund (IC 4-33-13-3)	2,883,092	2,883,092
From the Gaming Investigations Fund (IC 4-33-4.5)	600,000	600,000

The amounts specified from the state gaming fund and gaming investigations fund are for the following purposes:

Personal Services	2,961,359	2,961,359
Other Operating Expense	521,733	521,733

The foregoing appropriations to the Indiana gaming commission are made from revenues accruing to the state gaming fund under IC 4-33-13-3 before any distribution is made under IC 4-33-13-5.

Augmentation allowed.

The foregoing appropriations to the Indiana gaming commission are made instead of the appropriation made in IC 4-33-13-4.

FOR THE INDIANA DEPARTMENT OF GAMING RESEARCH

Personal Services	86,841	86,841
Other Operating Expense	104,158	104,158

Augmentation allowed from fees accruing under IC 4-33-18-8.

FOR THE INDIANA HORSE RACING COMMISSION

Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
Personal Services	1,951,137	1,951,137
Other Operating Expense	282,499	282,499

The foregoing appropriations to the Indiana horse racing commission are made from revenues accruing to the Indiana horse racing commission before any distribution is made under IC 4-31-9.

Augmentation allowed.

STANDARD BRED ADVISORY BOARD

Standardbred Horse Fund (IC 15-19-2-10)		
Total Operating Expense	193,500	193,500

The foregoing appropriations to the standardbred advisory board are made from revenues accruing to the Indiana horse racing commission before any distribution is made under IC 4-31-9.

Augmentation allowed.

STANDARD BRED BREED DEVELOPMENT

Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
Total Operating Expense	11,917,000	11,150,000

Augmentation allowed.

THOROUGHBRED BREED DEVELOPMENT

Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
Total Operating Expense	9,934,000	9,320,000
Augmentation allowed.		
QUARTER HORSE BREED DEVELOPMENT		
Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
Total Operating Expense	1,295,000	1,215,000
Augmentation allowed.		
FINGERPRINT FEES		
Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
Total Operating Expense	72,144	72,144
Augmentation allowed.		
GAMING INTEGRITY FUND - IHRC		
Gaming Integrity Fund - IHRC (IC 4-35-8.7-3)		
Total Operating Expense	1,000,000	1,000,000
Augmentation allowed.		

FOR THE INDIANA STATE FAIR

Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
Total Operating Expense	1,000,000	1,000,000

The above appropriation is for the support of harness racing at the state fair and \$250,000 for county fairs.

FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE

Personal Services	2,993,946	2,993,946
Other Operating Expense	867,399	867,399

FOR THE INDIANA BOARD OF TAX REVIEW

Personal Services	1,056,898	1,056,898
Other Operating Expense	61,689	61,689

F. ADMINISTRATION

FOR THE DEPARTMENT OF ADMINISTRATION

Personal Services	8,739,579	8,739,579
Other Operating Expense	15,871,101	15,871,101

FOR THE STATE PERSONNEL DEPARTMENT

Personal Services	2,933,745	2,933,745
Other Operating Expense	233,258	233,258

The department may establish an internal service fund to perform the functions of the department.

FOR THE STATE EMPLOYEES APPEALS COMMISSION

Personal Services	153,848	153,848
Other Operating Expense	10,435	10,435

FOR THE OFFICE OF TECHNOLOGY

Pay Phone Fund		
Total Operating Expense	1,600,000	1,600,000

Augmentation allowed.

The pay phone fund is established for the procurement of hardware, software, and related equipment and services needed to expand and enhance the state campus backbone and other central information technology initiatives. Such procurements may include, but are not limited to, wiring and rewiring of state offices, Internet services, video conferencing, telecommunications, application software, and related services. Notwithstanding IC 5-22-23-5, the fund consists of the net proceeds received from contracts with companies providing phone services at state institutions and other state properties. The fund shall be administered by the budget agency. Money in the fund may be spent by the office in compliance with a plan approved by the budget agency. Any money remaining in the fund at the end of any fiscal year does not revert to the general fund or any other fund but remains in the pay phone fund.

FOR THE COMMISSION ON PUBLIC RECORDS

Personal Services	1,297,667	1,297,667
Other Operating Expense	91,837	91,837

FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR

Personal Services	135,937	135,937
Other Operating Expense	2,652	2,652

FOR THE OFFICE OF FEDERAL GRANTS AND PROCUREMENT

Total Operating Expense	82,578	82,578
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G. OTHER

FOR THE COMMISSION ON UNIFORM STATE LAWS

Total Operating Expense	43,584	43,584
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FOR THE OFFICE OF INSPECTOR GENERAL

Personal Services	1,136,347	1,136,347
Other Operating Expense	89,790	89,790

STATE ETHICS COMMISSION

Personal Services	200	200
Other Operating Expense	6,100	6,100

FOR THE SECRETARY OF STATE
ELECTION DIVISION

Personal Services	757,218	757,218
Other Operating Expense	140,534	140,534

VOTER LIST MAINTENANCE

Total Operating Expense	1,000,000	1,000,000
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The above appropriation includes state HAVA matching funds.

H. COMMUNITY SERVICES

FOR THE GOVERNOR'S OFFICE OF FAITH BASED AND COMMUNITY INITIATIVES

Personal Services	169,611	169,611
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Other Operating Expense	77,358	77,358
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SECTION 4.

PUBLIC SAFETY

A. CORRECTION

FOR THE DEPARTMENT OF CORRECTION

CENTRAL OFFICE

Personal Services	8,796,428	8,796,428
Other Operating Expense	8,924,840	9,124,840

ESCAPEE COUNSEL AND TRIAL EXPENSE

Other Operating Expense	300,000	300,000
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COUNTY JAIL MISDEMEANANT HOUSING

Total Operating Expense	4,281,071	4,281,071
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ADULT CONTRACT BEDS

Total Operating Expense	7,622,125	7,622,125
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STAFF DEVELOPMENT AND TRAINING

Personal Services	863,181	863,181
Other Operating Expense	97,785	97,785

PAROLE DIVISION

Personal Services	8,418,932	8,418,932
Other Operating Expense	803,544	803,544

PAROLE BOARD

Personal Services	631,427	631,427
Other Operating Expense	23,000	23,000

INFORMATION MANAGEMENT SERVICES

Personal Services	644,815	644,815
Other Operating Expense	380,185	380,185

JUVENILE TRANSITION

Personal Services	647,819	647,819
Other Operating Expense	1,079,981	1,079,981

COMMUNITY CORRECTIONS PROGRAMS

Total Operating Expense	34,018,114	34,018,114
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The above appropriation for community corrections programs is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for community corrections programs does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the purposes of the appropriation.

DRUG PREVENTION AND OFFENDER TRANSITION

Total Operating Expense	122,945	122,945
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The above appropriation shall be used for minimum security release programs, transition programs, mentoring programs, and supervision of and assistance to adult and juvenile

offenders to promote the successful integration of the offender into the community.

YOUTH SERVICES TRANSITIONAL SERVICES PROGRAM

Youth Services Transitional Services Fund (IC 11-10-2-11)

Total Operating Expense	1	1
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Augmentation allowed.

CENTRAL EMERGENCY RESPONSE

Personal Services	651,931	651,931
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Other Operating Expense	94,841	94,841
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MEDICAL SERVICES

Other Operating Expense	77,263,235	81,581,396
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The above appropriations for medical services shall be used only for services that are determined to be medically necessary.

DRUG ABUSE PREVENTION

Drug Abuse Fund (IC 11-8-2-11)

Total Operating Expense	150,000	150,000
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Augmentation allowed.

COUNTY JAIL MAINTENANCE CONTINGENCY FUND

Other Operating Expense	24,515,225	24,515,225
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Disbursements from the fund shall be made for the purpose of reimbursing sheriffs for the cost of incarcerating in county jails persons convicted of felonies to the extent that such persons are incarcerated for more than five (5) days after the day of sentencing or the date upon which the department of correction receives the abstract of judgment and sentencing order, whichever occurs later, at a rate to be determined by the department of correction and approved by the state budget agency. The rate shall be based upon programming provided, and shall be \$35 per day. In addition to the per diem, the state shall reimburse the sheriffs for expenses determined by the sheriff to be medically necessary medical care to the convicted persons. However, if the sheriff or county receives money with respect to a convicted person (from a source other than the county), the per diem or medical expense reimbursement with respect to the convicted person shall be reduced by the amount received. A sheriff shall not be required to comply with IC 35-38-3-4(a) or transport convicted persons within five (5) days after the day of sentencing if the department of correction does not have the capacity to receive the convicted person.

Augmentation allowed.

FOOD SERVICES

Total Operating Expense	37,646,381	39,241,198
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EDUCATIONAL SERVICES

Other Operating Expense	9,483,219	10,483,219
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FOR THE STATE BUDGET AGENCY

MEDICAL SERVICE PAYMENTS

Total Operating Expense	25,000,000	25,000,000
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These appropriations for medical service payments are made to pay for services

determined to be medically necessary for committed individuals, patients and students of institutions under the jurisdiction of the department of correction, the state department of health, the division of mental health and addiction, the school for the blind and visually impaired, the school for the deaf, the division of disability and rehabilitative services, or the division of aging if the services are provided outside these institutions. These appropriations may not be used for payments for medical services that are covered by IC 12-16 unless these services have been approved under IC 12-16. These appropriations shall not be used for payment for medical services which are payable from an appropriation in this act for the state department of health, the division of mental health and addiction, the school for the blind and visually impaired, the school for the deaf, the division of disability and rehabilitative services, the division of aging, or the department of correction, or that are reimbursable from funds for medical assistance under If these appropriations are insufficient to make these medical service payments, there is hereby appropriated such further sums as may be necessary.

Direct disbursements from the above contingency fund are not subject to the provisions of IC 4-13-2.

FOR THE DEPARTMENT OF ADMINISTRATION

DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU

Personal Services	130,664	130,664
Other Operating Expense	2,330	2,330

FOR THE DEPARTMENT OF CORRECTION

INDIANA STATE PRISON

Personal Services	28,981,488	28,981,488
Other Operating Expense	5,683,472	5,683,472

PENDLETON CORRECTIONAL FACILITY

Personal Services	24,824,581	24,824,581
Other Operating Expense	6,334,262	6,334,262

CORRECTIONAL INDUSTRIAL FACILITY

Personal Services	18,553,360	18,553,360
Other Operating Expense	1,217,007	1,217,007

INDIANA WOMEN'S PRISON

Personal Services	7,593,390	7,593,390
Other Operating Expense	1,105,819	1,105,819

PUTNAMVILLE CORRECTIONAL FACILITY

Personal Services	26,805,320	26,805,320
Other Operating Expense	4,274,416	4,274,416

WABASH VALLEY CORRECTIONAL FACILITY

Personal Services	33,123,957	33,123,957
Other Operating Expense	4,173,619	4,173,619

INDIANAPOLIS RE-ENTRY EDUCATION FACILITY

Personal Services	7,774,721	7,774,721
Other Operating Expense	3,036,574	3,036,574

BRANCHVILLE CORRECTIONAL FACILITY

Personal Services	15,758,202	15,758,202
Other Operating Expense	2,801,571	2,801,571

WESTVILLE CORRECTIONAL FACILITY

Personal Services	40,012,355	40,012,355
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Other Operating Expense	6,037,799	6,037,799
ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN		
Personal Services	13,240,372	13,240,372
Other Operating Expense	1,835,299	1,835,299
PLAINFIELD CORRECTIONAL FACILITY		
Personal Services	18,676,247	18,676,247
Other Operating Expense	1,969,839	1,969,839
RECEPTION AND DIAGNOSTIC CENTER		
Personal Services	11,479,798	11,479,798
Other Operating Expense	585,216	585,216
MIAMI CORRECTIONAL FACILITY		
Personal Services	27,662,927	27,662,927
Other Operating Expense	4,578,473	4,578,473
NEW CASTLE CORRECTIONAL FACILITY		
Other Operating Expense	34,150,948	34,833,967
TITLE XX WR - SOUTH BEND WORK RELEASE CENTER		
General Fund		
Total Operating Expense	1,163,599	1,163,599
Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)		
Total Operating Expense	350,000	350,000
Augmentation allowed from Work Release - Study Release Special Revenue Fund.		
TITLE XX WR - WOMEN'S INDIANAPOLIS		
General Fund		
Total Operating Expense	577,664	577,664
Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)		
Total Operating Expense	350,000	350,000
Augmentation allowed from Work Release - Study Release Special Revenue Fund.		
HENRYVILLE CORRECTIONAL FACILITY		
Personal Services	2,251,837	2,251,837
Other Operating Expense	267,720	267,720
CHAIN O' LAKES CORRECTIONAL FACILITY		
Personal Services	2,002,308	2,002,308
Other Operating Expense	269,366	269,366
MADISON CORRECTIONAL FACILITY		
Personal Services	6,319,714	6,319,714
Other Operating Expense	961,836	961,836
EDINBURGH CORRECTIONAL FACILITY		
Personal Services	3,476,501	3,476,501
Other Operating Expense	346,447	346,447
SOUTH BEND JUVENILE CORRECTIONAL FACILITY		
Personal Services	4,578,978	4,578,978
Other Operating Expense	2,561,289	2,561,289
NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY		
Personal Services	9,673,791	9,673,791
Other Operating Expense	1,162,858	1,162,858
CAMP SUMMIT		
Personal Services	3,452,379	3,452,379
Other Operating Expense	180,255	180,255
PENDLETON JUVENILE CORRECTIONAL FACILITY		
Personal Services	14,334,347	14,334,347

Other Operating Expense	1,191,866	1,191,866
MADISON JUVENILE CORRECTIONAL FACILITY		
Personal Services	4,847,257	4,847,257
Other Operating Expense	417,141	417,141

B. LAW ENFORCEMENT

FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION

From the General Fund

43,999,585	43,999,585
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From the Motor Vehicle Highway Account (IC 8-14-1)

76,487,626	76,487,626
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From the Motor Carrier Regulation Fund (IC 8-2.1-23)

4,235,471	4,235,471
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Augmentation allowed from the general fund, the motor vehicle highway account, and the motor carrier regulation fund.

The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the Motor Carrier Regulation Fund are for the following purposes:

Personal Services	103,652,441	103,652,441
Other Operating Expense	21,070,241	21,070,241

The above appropriations for personal services and other operating expense include funds to continue the state police minority recruiting program.

The foregoing appropriations for the Indiana state police and motor carrier inspection include funds for the police security detail to be provided to the Indiana state fair board. However, amounts actually expended to provide security for the Indiana state fair board as determined by the budget agency shall be reimbursed by the Indiana state fair board to the state general fund.

INDIANA INTELLIGENCE FUSION CENTER

Total Operating Expense	823,864	823,864
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ODOMETER FRAUD INVESTIGATION

Motor Vehicle Odometer Fund (IC 9-29-1-5)

Total Operating Expense	50,000	50,000
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Augmentation allowed.

STATE POLICE TRAINING

State Police Training Fund (IC 5-2-8-5)

Total Operating Expense	500,698	500,698
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Augmentation allowed.

FORENSIC AND HEALTH SCIENCES LABORATORIES

From the General Fund

3,616,706	3,616,706
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From the Motor Carrier Regulation Fund (IC 8-2.1-23)

349,341	349,341
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From the Motor Vehicle Highway Account (IC 8-14-1)

6,308,687	6,308,687
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Augmentation allowed from the general fund, the motor vehicle highway account, and the motor carrier regulation fund.

The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the Motor Carrier Regulation Fund are for the following purposes:

Personal Services	9,677,503	9,677,503
Other Operating Expense	597,231	597,231

ENFORCEMENT AID

General Fund

Total Operating Expense	38,536	38,536
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Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	38,537	38,537
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The above appropriations for enforcement aid are to meet unforeseen emergencies of a confidential nature. They are to be expended under the direction of the superintendent and to be accounted for solely on the superintendent's authority.

PENSION FUND

General Fund

Total Operating Expense	6,184,606	6,184,606
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Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	6,184,608	6,184,608
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The above appropriations shall be paid into the state police pension fund provided for in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on or before the 30th of each succeeding month thereafter.

BENEFIT FUND

General Fund

Total Operating Expense	1,713,151	1,713,151
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Augmentation allowed.

Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	1,713,151	1,713,151
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Augmentation allowed.

All benefits to members shall be paid by warrant drawn on the treasurer of state by the auditor of state on the basis of claims filed and approved by the trustees of the state police pension and benefit funds created by IC 10-12-2.

SUPPLEMENTAL PENSION

General Fund

Total Operating Expense	2,171,723	2,171,723
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Augmentation allowed.

Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	2,171,723	2,171,723
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Augmentation allowed.

If the above appropriations for supplemental pension for any one (1) year are greater than the amount actually required under the provisions of IC 10-12-5, then the excess

shall be returned proportionately to the funds from which the appropriations were made. If the amount actually required under IC 10-12-5 is greater than the above appropriations, then, with the approval of the governor and the budget agency, those sums may be augmented from the general fund and the motor vehicle highway account.

ACCIDENT REPORTING

Accident Report Account (IC 9-29-11-1)

Total Operating Expense	25,500	25,500
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Augmentation allowed.

DRUG INTERDICTION

Drug Interdiction Fund (IC 10-11-7)

Total Operating Expense	215,000	215,000
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Augmentation allowed.

DNA SAMPLE PROCESSING FUND

DNA Sample Processing Fund (IC 10-13-6-9.5)

Total Operating Expense	1,327,777	1,327,777
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Augmentation allowed.

AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM

Fingerprint Identification Fund (IC 10-13-3-28)

Total Operating Expense	1	1
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Augmentation allowed.

FOR THE INTEGRATED PUBLIC SAFETY COMMISSION

PROJECT SAFE-T

Integrated Public Safety Communications Fund (IC 5-26-4-1)

Total Operating Expense	12,042,700	12,042,700
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Augmentation allowed.

FOR THE ADJUTANT GENERAL

Personal Services	5,114,386	5,114,386
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Other Operating Expense	3,666,380	3,666,380
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CAMP ATTERBURY MUSCATATUCK CENTER FOR COMPLEX OPERATIONS

Personal Services	543,775	543,775
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Other Operating Expense	319,476	319,476
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DISABLED SOLDIERS' PENSION

Total Operating Expense	1	1
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Augmentation allowed.

MUTC - MUSCATATUCK URBAN TRAINING CENTER

Total Operating Expense	1,178,870	1,178,870
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HOOSIER YOUTH CHALLENGE ACADEMY

General Fund

Total Operating Expense	1,800,000	1,800,000
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State Armory Board Fund (IC 10-16-3-2)

Total Operating Expense	300,000	300,000
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Augmentation allowed.

GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND

Total Operating Expense		245,370
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The above appropriations for the governor's civil and military contingency fund are made under IC 10-16-11-1.

FOR THE CRIMINAL JUSTICE INSTITUTE

ADMINISTRATIVE MATCH

Total Operating Expense	427,253	427,253
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DRUG ENFORCEMENT MATCH

Total Operating Expense	1,003,664	1,003,664
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To facilitate the duties of the Indiana criminal justice institute as outlined in the above appropriation is not subject to the provisions of IC 4-9.1-1-7 when used to support other state agencies through the awarding of state match dollars.

SSBG - CRIMINAL JUSTICE INSTITUTE

Total Operating Expense	636,763	636,763
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VICTIM AND WITNESS ASSISTANCE FUND

Victim and Witness Assistance Fund (IC 5-2-6-14)

Total Operating Expense	798,828	798,828
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Augmentation allowed.

ALCOHOL AND DRUG COUNTERMEASURES

Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)

Total Operating Expense	348,211	348,211
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Augmentation allowed.

STATE DRUG FREE COMMUNITIES FUND

State Drug Free Communities Fund (IC 5-2-10-2)

Total Operating Expense	526,585	526,585
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Augmentation allowed.

INDIANA SAFE SCHOOLS

General Fund

Total Operating Expense	1,129,216	1,129,216
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Indiana Safe Schools Fund (IC 5-2-10.1-2)

Total Operating Expense	692,100	692,100
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Augmentation allowed from Indiana Safe Schools Fund.

Of the above appropriations for the Indiana safe schools program, \$1,071,316 is appropriated annually to provide grants to school corporations for school safe haven programs, emergency preparedness programs, and school safety programs, and \$750,000 is appropriated annually for use in providing training to school safety specialists.

CHILD RESTRAINT SYSTEM FUND

Child Restraint System Account (IC 9-19-11-9)

Total Operating Expense	100,000	100,000
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COMMUNITY DRIVER TRAINING SCHOOLS & INSTRUCTION

Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	63,675	63,675
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Augmentation allowed.

OFFICE OF TRAFFIC SAFETY

Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	523,333	523,333
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Augmentation allowed.

The above appropriation for the office of traffic safety is from the motor vehicle highway account and may be used to cover the state match requirement for this

program according to the current highway safety plan approved by the governor and the budget agency.

SEXUAL ASSAULT VICTIMS' ASSISTANCE

Sexual Assault Victims' Assistance Account (IC 5-2-6-23(h))

Total Operating Expense	49,000	49,000
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Augmentation allowed. The full amount of the above appropriations shall be distributed to rape crisis centers in Indiana without any deduction of personal services or other operating expenses of any state agency.

VICTIMS OF VIOLENT CRIME ADMINISTRATION

Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)

Personal Services	61,586	61,586
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Other Operating Expense	2,500,414	2,500,414
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Augmentation allowed.

DOMESTIC VIOLENCE PREVENTION AND TREATMENT

General Fund

Total Operating Expense	1,097,252	1,097,252
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Social Services Block Grant

Total Operating Expense	636,672	636,672
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Domestic Violence Prevention and Treatment Fund (IC 5-2-6.7-4)

Total Operating Expense	1,115,590	1,115,590
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Augmentation allowed.

FOR THE DEPARTMENT OF TOXICOLOGY

Total Operating Expense	2,093,873	2,093,873
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FOR THE CORONERS TRAINING BOARD

Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)

Total Operating Expense	400,000	400,000
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Augmentation allowed.

FOR THE LAW ENFORCEMENT TRAINING ACADEMY

From the General Fund

1,862,289	1,862,289
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From the Law Enforcement Training Fund (IC 5-2-1-13(b))

2,220,052	2,220,052
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Augmentation allowed from the Law Enforcement Training Fund.

The amounts specified from the General Fund and the Law Enforcement Training Fund are for the following purposes:

Personal Services	3,026,606	3,026,606
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Other Operating Expense	1,055,735	1,055,735
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C. REGULATORY AND LICENSING

FOR THE BUREAU OF MOTOR VEHICLES

Motor Vehicle Highway Account (IC 8-14-1)

Personal Services	15,143,709	15,143,709
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Other Operating Expense	15,795,694	15,795,694
Augmentation allowed.		
LICENSE PLATES		
Motor Vehicle Highway Account (IC 8-14-1)		
Total Operating Expense	9,210,000	14,059,500
Augmentation allowed.		
FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION		
Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)		
Total Operating Expense	6,571,932	6,571,932
Augmentation allowed.		
STATE MOTOR VEHICLE TECHNOLOGY		
State Motor Vehicle Technology Fund (IC 9-29-16-1)		
Total Operating Expense	5,261,692	5,261,692
Augmentation allowed.		
MOTORCYCLE OPERATOR SAFETY EDUCATION PROGRAM		
Motorcycle Operator Safety Education Fund (IC 9-27-7-7)		
Total Operating Expense	1	1
Augmentation allowed.		

FOR THE DEPARTMENT OF LABOR

Personal Services	700,954	700,954
Other Operating Expense	77,241	77,241
BUREAU OF MINES AND MINING		
Personal Services	92,074	157,130
Other Operating Expense	17,692	24,542
M.I.S. RESEARCH AND STATISTICS		
Total Operating Expense	98,663	98,663
OCCUPATIONAL SAFETY AND HEALTH		
Total Operating Expense	1,920,000	1,920,000

The above appropriations for occupational safety and health and M.I.S. research and statistics reflect only the general fund portion of the total program costs of the Indiana occupational safety and health plan as approved by the U.S. Department of Labor. It is the intention of the General Assembly that the Indiana department of labor make application to the federal government for the federal share of the total program costs.

EMPLOYMENT OF YOUTH

Employment of Youth Fund (IC 20-33-3-42)		
Total Operating Expense	167,826	167,826
Augmentation allowed.		
INSAFE		
Special Fund for Safety and Health Consultation Services (IC 22-8-1.1-48)		
Total Operating Expense	182,206	182,206
Augmentation allowed.		

FOR THE DEPARTMENT OF INSURANCE

Department of Insurance Fund (IC 27-1-3-28)		
Personal Services	4,524,795	4,524,795
Other Operating Expense	1,011,813	1,011,813
Augmentation allowed.		

BAIL BOND DIVISION		
Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)		
Personal Services	178,008	178,008
Other Operating Expense	2,421	2,421
Augmentation allowed.		
PATIENT'S COMPENSATION AUTHORITY		
Patient's Compensation Fund (IC 34-18-6-1)		
Personal Services	560,123	560,123
Other Operating Expense	1,001,331	1,001,331
Augmentation allowed.		
POLITICAL SUBDIVISION RISK MANAGEMENT		
Political Subdivision Risk Management Fund (IC 27-1-29-10)		
Personal Services	7,200	7,200
Other Operating Expense	61,814	61,814
Augmentation allowed.		
MINE SUBSIDENCE INSURANCE		
Mine Subsidence Insurance Fund (IC 27-7-9-7)		
Personal Services	43,271	43,271
Other Operating Expense	630,260	630,260
Augmentation allowed.		
TITLE INSURANCE ENFORCEMENT OPERATING		
Title Insurance Enforcement Fund (IC 27-7-3.6-1)		
Personal Services	321,355	321,355
Other Operating Expense	47,936	47,936
Augmentation allowed.		
FOR THE ALCOHOL AND TOBACCO COMMISSION		
Enforcement and Administration Fund (IC 7.1-4-10-1)		
Personal Services	8,536,701	8,536,701
Other Operating Expense	1,470,857	1,470,857
Augmentation allowed.		
ALCOHOLIC BEVERAGE ENFORCEMENT OFFICERS' TRAINING		
Alcoholic Beverage Enforcement Officers' Training Fund (IC 5-2-8-8)		
Total Operating Expense	1,645	1,645
Augmentation allowed.		
YOUTH TOBACCO EDUCATION AND ENFORCEMENT		
Youth Tobacco Education and Enforcement Fund (IC 7.1-6-2-6)		
Total Operating Expense	147,000	147,000
Augmentation allowed.		
FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS		
Financial Institutions Fund (IC 28-11-2-9)		
Personal Services	6,273,866	6,273,866
Other Operating Expense	1,368,083	1,408,083
Augmentation allowed.		
FOR THE PROFESSIONAL LICENSING AGENCY		
Personal Services	4,456,461	4,456,461
Other Operating Expense	526,517	526,517
PRENEED CONSUMER PROTECTION		

Preneed Consumer Protection Fund (IC 30-2-13-28)		
Total Operating Expense	50,000	50,000
Augmentation allowed.		
BOARD OF FUNERAL AND CEMETERY SERVICE		
Funeral Service Education Fund (IC 25-15-9-13)		
Total Operating Expense	4,250	4,250
Augmentation allowed.		
DENTAL PROFESSION INVESTIGATION AND ENFORCEMENT		
Dental Compliance Fund (IC 25-14-1-3.7)		
Total Operating Expense	1	1
Augmentation allowed.		
PHYSICIAN INVESTIGATION AND ENFORCEMENT		
Physician Compliance Fund (IC 25-22.5-2-8)		
Total Operating Expense	1	1
Augmentation allowed.		
FOR THE CIVIL RIGHTS COMMISSION		
Personal Services	1,651,850	1,651,850
Other Operating Expense	207,036	207,036
The above appropriation for the Indiana civil rights commission reflects only the general fund portion of the total program costs for the processing of employment and housing discrimination complaints. It is the intention of the General Assembly that the commission make application to the federal government for funding based upon the processing of employment and housing discrimination complaints.		
MARTIN LUTHER KING JR. HOLIDAY COMMISSION		
Total Operating Expense	20,000	20,000
FOR THE UTILITY CONSUMER COUNSELOR		
Public Utility Fund (IC 8-1-6-1)		
Personal Services	4,705,037	4,705,037
Other Operating Expense	718,125	720,831
Augmentation allowed.		
EXPERT WITNESS FEES AND AUDIT		
Public Utility Fund (IC 8-1-6-1)		
Total Operating Expense		1,704,000
Augmentation allowed.		
FOR THE UTILITY REGULATORY COMMISSION		
Public Utility Fund (IC 8-1-6-1)		
Personal Services	6,541,453	6,541,453
Other Operating Expense	1,800,652	1,800,652
Augmentation allowed.		
FOR THE WORKER'S COMPENSATION BOARD		
From the General Fund		
1,801,538	1,801,538	
From the Worker's Compensation Supplemental Administrative Fund (IC 22-3-5-6)		
145,007	145,007	

Augmentation allowed.

The amounts specified from the general fund and the workers' compensation supplemental administrative fund are for the following purposes:

Personal Services	1,853,570	1,853,570	
Other Operating Expense	92,975	92,975	
FOR THE STATE BOARD OF ANIMAL HEALTH			
Personal Services	3,854,067	3,854,067	
Other Operating Expense	438,694	438,694	
INDEMNITY FUND			
Total Operating Expense			4,000
Augmentation allowed.			
MEAT & POULTRY INSPECTION			
Total Operating Expense	1,545,698	1,545,698	
FOR THE DEPARTMENT OF HOMELAND SECURITY			
FIRE AND BUILDING SERVICES			
Fire and Building Services Fund (IC 22-12-6-1)			
Personal Services	12,153,762	12,153,762	
Other Operating Expense	1,084,450	1,084,450	
Augmentation allowed.			
REGIONAL PUBLIC SAFETY TRAINING			
Regional Public Safety Training Fund (IC 10-15-3-12)			
Total Operating Expense	1,617,274	1,617,274	
Augmentation allowed.			
EMERGENCY MANAGEMENT CONTINGENCY FUND			
Total Operating Expense	121,645	121,645	

The above appropriations for the emergency management contingency fund are made under IC 10-14-3-28.

PUBLIC ASSISTANCE			
Total Operating Expense	1	1	
Augmentation allowed.			
HOMELAND SECURITY FUND - FOUNDATION			
Homeland Security Fund (IC 10-15-3-1)			
Total Operating Expense	329,956	329,956	
Augmentation allowed.			
INDIANA EMERGENCY RESPONSE COMMISSION			
Emergency Planning and Right to Know Fund (IC 6-6-10-5)			
Total Operating Expense	75,892	75,892	
Augmentation allowed.			
STATE DISASTER RELIEF FUND			
State Disaster Relief Fund (IC 10-14-4-5)			
Total Operating Expense	500,000	500,000	
Augmentation allowed, not to exceed revenues collected from the public safety fee imposed by IC 22-11-14-12.			

Augmentation allowed from the general fund to match federal disaster relief funds.

REDUCED IGNITION PROPENSITY STANDARDS FOR CIGARETTES FUND

Reduced Ignition Propensity Standards for Cigarettes Fund (IC 22-14-7-22(a))

Total Operating Expense	32,547	32,547
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Augmentation allowed.

STATEWIDE FIRE AND BUILDING SAFETY EDUCATION FUND

Statewide Fire and Building Safety Education Fund (IC 22-12-6-3)

Total Operating Expense	104,250	104,250
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Augmentation allowed.

2011-229-5

SECTION 5.

CONSERVATION AND ENVIRONMENT

A. NATURAL RESOURCES

FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION

Personal Services	6,708,757	6,708,757
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Other Operating Expense	1,335,828	1,335,828
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ENTOMOLOGY AND PLANT PATHOLOGY DIVISION

Personal Services	357,973	357,973
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Other Operating Expense	78,835	78,835
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ENTOMOLOGY AND PLANT PATHOLOGY FUND

Entomology and Plant Pathology Fund (IC 14-24-10-3)

Total Operating Expense		658,660
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Augmentation allowed.

ENGINEERING DIVISION

Personal Services	1,522,685	1,522,685
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Other Operating Expense	76,711	76,711
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STATE MUSEUM

Personal Services	4,414,195	4,414,195
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Other Operating Expense	881,643	881,643
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HISTORIC PRESERVATION DIVISION

Personal Services	420,037	420,037
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Other Operating Expense	54,640	54,640
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HISTORIC PRESERVATION - FEDERAL

Total Operating Expense	227,076	227,076
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DHPA DEDICATED

Total Operating Expense	27,675	27,675
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STATE HISTORIC SITES

Personal Services	2,241,939	2,241,939
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Other Operating Expense	223,332	223,332
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LINCOLN PRODUCTION

Total Operating Expense	220,000	220,000
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WABASH RIVER HERITAGE CORRIDOR

Wabash River Heritage Corridor Fund (IC 14-13-6-23)

Total Operating Expense	21,950	21,950
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OUTDOOR RECREATION DIVISION

Personal Services	450,382	450,382
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Other Operating Expense	22,980	22,980
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OUTDOOR RECREATION DISTRIBUTION

Total Operating Expense	86,511	86,511
NATURE PRESERVES DIVISION		
Personal Services	767,313	767,313
Other Operating Expense	21,789	21,789
NATURE PRESERVES - FEDERAL		
Total Operating Expense	10,000	10,000
WATER DIVISION		
Personal Services	3,684,274	3,684,274
Other Operating Expense	347,634	347,634

All revenues accruing from state and local units of government and from private utilities and industrial concerns as a result of water resources study projects, and as a result of topographic and other mapping projects, shall be deposited into the state general fund, and such receipts are hereby appropriated, in addition to the foregoing amounts, for water resources studies.

WATER - FEDERAL		
Total Operating Expense	67,500	67,500
DEER RESEARCH AND MANAGEMENT		
Deer Research and Management Fund (IC 14-22-5-2)		
Total Operating Expense	131,458	131,458
Augmentation allowed.		
OIL AND GAS DIVISION		
Oil and Gas Fund (IC 6-8-1-27)		
Personal Services	1,181,127	1,181,127
Other Operating Expense	149,485	149,485
Augmentation allowed.		
ENVIRONMENTAL PROTECTION AGENCY - INDIANA DEPT. OF NATURAL RESOURCES		
Oil and Gas Fund (IC 6-8-1-27)		
Total Operating Expense	309,016	309,016
Augmentation allowed.		
STATE PARKS AND RESERVOIRS		
From the General Fund		
9,622,431	9,622,431	
From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)		
23,884,975	23,884,975	
Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.		

The amounts specified from the General Fund and the State Parks and Reservoirs Special Revenue Fund are for the following purposes:

Personal Services	23,515,587	23,515,587
Other Operating Expense	9,991,819	9,991,819
ACID MINE DRAINAGE ABATEMENT AND TREATMENT		
Acid Mine Abatement and Treatment Fund (IC 14-34-19-1.3)		
Total Operating Expense	1	1
Augmentation allowed.		
OFF-ROAD VEHICLE AND SNOWMOBILE FUND		
Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)		
Total Operating Expense	330,176	330,176

Augmentation allowed.

NATURAL RECREATION TRAILS

Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)

Total Operating Expense	100,000	100,000
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Augmentation allowed.

LAW ENFORCEMENT DIVISION

From the General Fund

	8,446,236	8,446,236
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From the Fish and Wildlife Fund (IC 14-22-3-2)

	11,967,270	11,967,270
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Augmentation allowed from the Fish and Wildlife Fund.

The amounts specified from the General Fund and the Fish and Wildlife Fund are for the following purposes:

Personal Services	17,741,091	17,741,091
Other Operating Expense	2,672,415	2,672,415

FISH AND WILDLIFE DIVISION

Fish and Wildlife Fund (IC 14-22-3-2)

Personal Services	6,274,299	6,274,299
Other Operating Expense	2,551,967	2,551,967

Augmentation allowed.

DEPARTMENT OF THE INTERIOR - FISH AND WILDLIFE

Deer Research and Management Fund (IC 14-22-5-2)

Total Operating Expense	39,000	39,000
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Fish and Wildlife Fund (IC 14-22-3-2)

Total Operating Expense	1,183,772	1,183,772
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Augmentation allowed.

NONGAME FUND - FEDERAL

Nongame Fund (IC 14-22-34-20)

Total Operating Expense	168,750	168,750
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Augmentation allowed.

FORESTRY DIVISION

From the General Fund

	4,114,649	4,114,649
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From the State Forestry Fund (IC 14-23-3-2)

	4,874,334	4,874,334
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Augmentation allowed from the State Forestry Fund.

The amounts specified from the General Fund and the State Forestry Fund are for the following purposes:

Personal Services	7,288,922	7,288,922
Other Operating Expense	1,700,061	1,700,061

FORESTRY GRANTS

General Fund

Total Operating Expense	100,000	100,000
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Entomology and Plant Pathology Fund (IC 14-24-10-3)

Total Operating Expense	50,000	50,000
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Augmentation allowed.

State Forestry Fund (IC 14-23-3-2)		
Total Operating Expense	500,000	500,000
Augmentation allowed.		
RECLAMATION DIVISION		
Natural Resources Reclamation Division Fund (IC 14-34-14-2)		
Total Operating Expense	47,653	47,653
Augmentation allowed.		

In addition to any of the foregoing appropriations for the department of natural resources, any federal funds received by the state of Indiana for support of approved outdoor recreation projects for planning, acquisition, and development under the provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are appropriated for the uses and purposes for which the funds were paid to the state, and shall be distributed by the department of natural resources to state agencies and other governmental units in accordance with the provisions under which the funds were received.

DEPARTMENT OF THE INTERIOR - INDIANA DEPARTMENT OF NATURAL RESOURCES

General Fund		
Total Operating Expense	70,000	70,000
Natural Resources Reclamation Division Fund (IC 14-34-14-2)		
Total Operating Expense	1,554,488	1,554,488
Augmentation allowed.		
LAKE MICHIGAN COASTAL PROGRAM		
Cigarette Tax Fund (IC 6-7-1-29.1)		
Total Operating Expense	3,879	3,879
Augmentation allowed.		
LAKE MICHIGAN COASTAL PROGRAM - FEDERAL		
Cigarette Tax Fund (IC 6-7-1-29.1)		
Total Operating Expense	117,062	117,062
Augmentation allowed.		
LAKE AND RIVER ENHANCEMENT		
Lake and River Enhancement Fund (IC 6-6-11-12.5)		
Total Operating Expense		4,587,938
Augmentation allowed.		
HERITAGE TRUST		
General Fund		
Total Operating Expense	100,000	100,000
Indiana Heritage Trust Fund (IC 14-12-2-25)		
Total Operating Expense	1,000,000	1,000,000
Augmentation allowed.		
INSTITUTIONAL ROAD CONSTRUCTION		
State Highway Fund (IC 8-23-9-54)		
Total Operating Expense	2,500,000	2,500,000

The above appropriation for institutional road construction may be used for road and bridge construction, relocation, and other related improvement projects at state-owned properties managed by the department of natural resources.

B. OTHER NATURAL RESOURCES

FOR THE WORLD WAR MEMORIAL COMMISSION

Personal Services	635,632	635,632
Other Operating Expense	246,513	246,513

All revenues received as rent for space in the buildings located at 777 North Meridian Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the costs of operation and maintenance of the space rented, shall be paid into the general fund. The American Legion shall provide for the complete maintenance of the interior of these buildings.

FOR THE WHITE RIVER PARK COMMISSION

Total Operating Expense	814,445	814,445
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FOR THE MAUMEE RIVER BASIN COMMISSION

Total Operating Expense	57,509	57,509
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FOR THE ST. JOSEPH RIVER BASIN COMMISSION

Total Operating Expense	57,509	57,509
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FOR THE KANKAKEE RIVER BASIN COMMISSION

Total Operating Expense	57,509	57,509
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C. ENVIRONMENTAL MANAGEMENT

FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
ADMINISTRATION

From the General Fund

3,038,302	3,038,302
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From the State Solid Waste Management Fund (IC 13-20-22-2)

67,347	67,347
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From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)

58,226	58,226
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From the Waste Tire Management Fund (IC 13-20-13-8)

102,842	102,842
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From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

648,285	648,285
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From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

616,683	616,683
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From the Environmental Management Special Fund (IC 13-14-12-1)

89,272	89,272
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From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)

181,422	181,422
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From the Asbestos Trust Fund (IC 13-17-6-3)

23,393	23,393
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From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

52,290	52,290
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From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)

1,784,032	1,784,032
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Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit

Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund are for the following purposes:

Personal Services	4,853,930	4,853,930
Other Operating Expense	1,808,164	1,808,164

LABORATORY CONTRACTS

Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	392,236	392,236
Augmentation allowed.		
Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
Total Operating Expense	170,609	170,609
Augmentation allowed.		

OWQ LABORATORY CONTRACTS

Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	289,399	289,399
Augmentation allowed.		
Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
Total Operating Expense	675,266	675,266
Augmentation allowed.		

NORTHWEST REGIONAL OFFICE

From the General Fund		
	284,188	284,188
From the State Solid Waste Management Fund (IC 13-20-22-2)		
	6,231	6,231
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
	5,388	5,388
From the Waste Tire Management Fund (IC 13-20-13-8)		
	11,151	11,151
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
	132,626	132,626
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
	63,930	63,930
From the Environmental Management Special Fund (IC 13-14-12-1)		
	9,921	9,921
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
	21,477	21,477
From the Asbestos Trust Fund (IC 13-17-6-3)		
	4,786	4,786

From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

6,819 6,819

Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	274,099	274,099
Other Operating Expense	272,418	272,418

NORTHERN REGIONAL OFFICE

From the General Fund

178,684 178,684

From the State Solid Waste Management Fund (IC 13-20-22-2)

7,559 7,559

From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)

6,533 6,533

From the Waste Tire Management Fund (IC 13-20-13-8)

11,378 11,378

From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

111,458 111,458

From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

69,472 69,472

From the Environmental Management Special Fund (IC 13-14-12-1)

10,677 10,677

From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)

19,993 19,993

From the Asbestos Trust Fund (IC 13-17-6-3)

4,021 4,021

From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

5,669 5,669

Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances

Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	218,829	218,829
Other Operating Expense	206,615	206,615

SOUTHEAST REGIONAL OFFICE

From the General Fund

109,321	109,321
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From the State Solid Waste Management Fund (IC 13-20-22-2)

11,879	11,879
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From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)

10,269	10,269
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From the Waste Tire Management Fund (IC 13-20-13-8)

14,406	14,406
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From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

49,392	49,392
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From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

46,757	46,757
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From the Environmental Management Special Fund (IC 13-14-12-1)

8,517	8,517
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From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)

16,297	16,297
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From the Asbestos Trust Fund (IC 13-17-6-3)

1,780	1,780
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From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

4,693	4,693
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Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	207,235	207,235
Other Operating Expense	66,076	66,076

SOUTHWEST REGIONAL OFFICE

From the General Fund

134,215	134,215
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From the State Solid Waste Management Fund (IC 13-20-22-2)

14,583	14,583
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From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)

12,608	12,608
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From the Waste Tire Management Fund (IC 13-20-13-8)	17,686	17,686
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)	60,639	60,639
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)	57,406	57,406
From the Environmental Management Special Fund (IC 13-14-12-1)	10,456	10,456
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)	20,008	20,008
From the Asbestos Trust Fund (IC 13-17-6-3)	2,185	2,185
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)	5,764	5,764

Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	201,928	201,928
Other Operating Expense	133,622	133,622

LEGAL AFFAIRS

From the General Fund	561,625	561,625
From the Waste Tire Management Fund (IC 13-20-13-8)	9,302	9,302
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)	247,167	247,167
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)	181,134	181,134
From the Environmental Management Special Fund (IC 13-14-12-1)	22,230	22,230
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)	41,995	41,995
From the Asbestos Trust Fund (IC 13-17-6-3)	8,917	8,917
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)	11,284	11,284
From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)	384,939	384,939

Augmentation allowed from the Waste Tire Management Fund, Title V Operating

Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.

The amounts specified from the General Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund are for the following purposes:

Personal Services	1,106,236	1,106,236
Other Operating Expense	362,357	362,357

INVESTIGATIONS

From the General Fund

154,870	154,870
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From the State Solid Waste Management Fund (IC 13-20-22-2)

5,924	5,924
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From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)

5,122	5,122
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From the Waste Tire Management Fund (IC 13-20-13-8)

13,926	13,926
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From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

51,790	51,790
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From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

74,615	74,615
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From the Environmental Management Special Fund (IC 13-14-12-1)

9,311	9,311
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From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)

29,944	29,944
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From the Asbestos Trust Fund (IC 13-17-6-3)

1,868	1,868
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From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

10,517	10,517
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Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	327,498	327,498
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Other Operating Expense	30,389	30,389
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MEDIA AND COMMUNICATIONS

From the General Fund	499,452	499,452
From the State Solid Waste Management Fund (IC 13-20-22-2)	10,083	10,083
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)	8,721	8,721
From the Waste Tire Management Fund (IC 13-20-13-8)	15,058	15,058
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)	88,137	88,137
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)	77,426	77,426
From the Environmental Management Special Fund (IC 13-14-12-1)	11,664	11,664
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)	24,738	24,738
From the Asbestos Trust Fund (IC 13-17-6-3)	3,176	3,176
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)	7,422	7,422
From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)	253,029	253,029

Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund, are for the following purposes:

Personal Services	909,456	909,456
Other Operating Expense	89,450	89,450

PLANNING AND ASSESSMENT

From the General Fund	404,184	404,184
From the State Solid Waste Management Fund (IC 13-20-22-2)	11,837	11,837
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)	10,154	10,154
From the Waste Tire Management Fund (IC 13-20-13-8)		

	17,536	17,536
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
	102,641	102,641
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
	90,171	90,171
From the Environmental Management Special Fund (IC 13-14-12-1)		
	13,574	13,574
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
	28,806	28,806
From the Asbestos Trust Fund (IC 13-17-6-3)		
	3,703	3,703
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
	8,639	8,639
From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
	294,574	294,574

Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund are for the following purposes:

Personal Services	931,869	931,869
Other Operating Expense	53,950	53,950
OHIO RIVER VALLEY WATER SANITATION COMMISSION		
Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	281,318	281,318
Augmentation allowed.		
OFFICE OF ENVIRONMENTAL RESPONSE		
Personal Services	2,642,731	2,642,731
Other Operating Expense	328,006	328,006
POLLUTION PREVENTION AND TECHNICAL ASSISTANCE		
Personal Services	1,001,866	1,001,866
Other Operating Expense	151,354	151,354
PCB INSPECTIONS		
Environmental Management Permit Operation Fund (IC 13-15-11-1)		
Total Operating Expense	19,420	19,420
Augmentation allowed.		
U.S. GEOLOGICAL SURVEY CONTRACTS		
Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	54,738	54,738
Augmentation allowed.		

STATE SOLID WASTE GRANTS MANAGEMENT

State Solid Waste Management Fund (IC 13-20-22-2)

Personal Services	226,352	226,352
Other Operating Expense	229,429	229,429

Augmentation allowed.

RECYCLING OPERATING

Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)

Personal Services	283,598	283,598
Other Operating Expense	292,020	292,020

Augmentation allowed.

RECYCLING PROMOTION AND ASSISTANCE PROGRAM

Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)

Total Operating Expense	524,000	524,000
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Augmentation allowed.

VOLUNTARY CLEAN-UP PROGRAM

Voluntary Remediation Fund (IC 13-25-5-21)

Personal Services	827,047	827,047
Other Operating Expense	68,121	68,121

Augmentation allowed.

TITLE V AIR PERMIT PROGRAM

Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

Personal Services	10,375,485	10,375,485
Other Operating Expense	1,938,006	1,938,006

Augmentation allowed.

WATER MANAGEMENT PERMITTING

From the General Fund

1,660,170 1,660,170

From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

4,751,106 4,751,106

Augmentation allowed from the Environmental Management Permit Operation Fund.

The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services	5,939,557	5,939,557
Other Operating Expense	471,719	471,719

SOLID WASTE MANAGEMENT PERMITTING

From the General Fund

1,768,784 1,768,784

From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

3,012,230 3,012,230

Augmentation allowed from the Environmental Management Permit Operation Fund.

The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services	4,453,339	4,453,339
Other Operating Expense	327,675	327,675

CFO/CAFO INSPECTIONS		
Total Operating Expense	282,500	282,500
HAZARDOUS WASTE MANAGEMENT PERMITTING - FEDERAL		
Total Operating Expense	1,316,311	1,316,311
HAZARDOUS WASTE MANAGEMENT PERMITTING		
Environmental Management Permit Operation Fund (IC 13-15-11-1)		
Personal Services	3,686,772	3,686,772
Other Operating Expense	356,212	356,212
Augmentation allowed.		
ELECTRONIC WASTE		
Electronic Waste Fund (IC 13-20.5-2-3)		
Total Operating Expense	131,473	131,473
SAFE DRINKING WATER PROGRAM		
From the General Fund		
215,599	215,599	
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
2,692,762	2,692,762	
Augmentation allowed from the Environmental Management Permit Operation Fund.		

The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services	2,034,100	2,034,100
Other Operating Expense	874,261	874,261
CLEAN VESSEL PUMPOUT		
Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	28,288	28,288
Augmentation allowed.		
GROUNDWATER PROGRAM		
Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	111,269	111,269
Augmentation allowed.		
UNDERGROUND STORAGE TANK PROGRAM		
Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
Total Operating Expense	306,234	306,234
Augmentation allowed.		
AIR MANAGEMENT OPERATING		
From the General Fund		
604,576	604,576	
From the Environmental Management Special Fund (IC 13-14-12-1)		
264,324	264,324	
Augmentation allowed from the Environmental Management Special Fund.		

The amounts specified from the General Fund and the Environmental Management Special Fund are for the following purposes:

Personal Services	582,889	582,889
Other Operating Expense	286,011	286,011

WATER MANAGEMENT NONPERMITTING		
Personal Services	2,758,985	2,758,985
Other Operating Expense	802,379	802,379
GREAT LAKES INITIATIVE		
Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	57,385	57,385
Augmentation allowed.		
LEAKING UNDERGROUND STORAGE TANKS		
Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
Personal Services	147,745	147,745
Other Operating Expense	23,686	23,686
Augmentation allowed.		
CORE SUPERFUND		
Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
Total Operating Expense	16,538	16,538
Augmentation allowed.		
AUTO EMISSIONS TESTING PROGRAM		
Personal Services	70,319	70,319
Other Operating Expense	5,370,180	5,370,180

The above appropriations for auto emissions testing are the maximum amounts available for this purpose. If it becomes necessary to conduct additional tests in other locations, the above appropriations shall be prorated among all locations.

HAZARDOUS WASTE SITE - STATE CLEAN-UP		
Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
Personal Services	1,796,779	1,796,779
Other Operating Expense	210,315	210,315
Augmentation allowed.		
HAZARDOUS WASTE SITES - NATURAL RESOURCE DAMAGES		
Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
Personal Services	227,541	227,541
Other Operating Expense	186,395	186,395
Augmentation allowed.		
SUPERFUND MATCH		
Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
Total Operating Expense	152,983	152,983
Augmentation allowed.		
HOUSEHOLD HAZARDOUS WASTE		
Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
Other Operating Expense	38,293	38,293
Augmentation allowed.		
ASBESTOS TRUST - OPERATING		
Asbestos Trust Fund (IC 13-17-6-3)		
Personal Services	416,068	416,068
Other Operating Expense	56,095	56,095
Augmentation allowed.		
UNDERGROUND PETROLEUM STORAGE TANK - OPERATING		
Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
Personal Services	1,354,197	1,354,197
Other Operating Expense	40,263,150	40,263,150

Augmentation allowed.		
WASTE TIRE MANAGEMENT		
Waste Tire Management Fund (IC 13-20-13-8)		
Total Operating Expense	417,147	417,147
Augmentation allowed.		
WASTE TIRE RE-USE		
Waste Tire Management Fund (IC 13-20-13-8)		
Total Operating Expense	33,796	33,796
Augmentation allowed.		
VOLUNTARY COMPLIANCE		
Environmental Management Special Fund (IC 13-14-12-1)		
Personal Services	553,595	553,595
Other Operating Expense	178,178	178,178
Augmentation allowed.		
ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING		
Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	661,315	661,315
Augmentation allowed.		
WETLANDS PROTECTION		
Environmental Management Special Fund (IC 13-14-12-1)		
Total Operating Expense	11,062	11,062
Augmentation allowed.		
PETROLEUM TRUST - OPERATING		
Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
Personal Services	136,157	136,157
Other Operating Expense	189,777	189,777
Augmentation allowed.		

Notwithstanding any other law, with the approval of the governor and the budget agency, the above appropriations for hazardous waste management permitting, wetlands protection, groundwater program, underground storage tank program, air management operating, asbestos trust operating, water management nonpermitting, safe drinking water program, and any other appropriation eligible to be included in a performance partnership grant may be used to fund activities incorporated into a performance partnership grant between the United States Environmental Protection Agency and the department of environmental management.

FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION		
Personal Services	296,578	296,578
Other Operating Expense	32,380	32,380

2011-229-6

SECTION 6.

ECONOMIC DEVELOPMENT

A. AGRICULTURE

FOR THE DEPARTMENT OF AGRICULTURE		
Personal Services	1,615,208	1,615,208
Other Operating Expense	413,462	413,462

DISTRIBUTIONS TO FOOD BANKS

Total Operating Expense	300,000	300,000
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CLEAN WATER INDIANA

Total Operating Expense	500,000	500,000
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Cigarette Tax Fund (IC 6-7-1-29.1)

Total Operating Expense	3,666,425	3,666,425
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Augmentation allowed.

SOIL CONSERVATION DIVISION

Cigarette Tax Fund (IC 6-7-1-29.1)

Total Operating Expense	1,582,884	1,582,884
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Augmentation allowed.

GRAIN BUYERS AND WAREHOUSE LICENSING

Grain Buyers and Warehouse Licensing Agency License Fee Fund (IC 26-3-7-6.3)

Total Operating Expense	172,000	172,000
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Augmentation allowed.

B. COMMERCE

FOR THE LIEUTENANT GOVERNOR

RURAL ECONOMIC DEVELOPMENT FUND

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	1,273,035	1,273,035
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OFFICE OF TOURISM

Total Operating Expense	2,470,681	2,470,681
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Of the above appropriations, the office of tourism shall distribute \$500,000 each year to the Indiana sports corporation to promote the hosting of amateur sporting events in Indiana cities. Funds may be released after review by the budget committee.

STATE ENERGY PROGRAM

Total Operating Expense	202,269	202,269
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FOOD ASSISTANCE PROGRAM

Total Operating Expense	111,572	111,572
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FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION

ADMINISTRATIVE AND FINANCIAL SERVICES

General Fund

Total Operating Expense	6,423,392	6,423,392
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Training 2000 Fund (IC 5-28-7-5)

Total Operating Expense	185,630	185,630
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Industrial Development Grant Fund (IC 5-28-25-4)

Total Operating Expense	52,139	52,139
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21ST CENTURY RESEARCH & TECHNOLOGY FUND

Total Operating Expense	10,000,000	20,000,000
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INTERNATIONAL TRADE

Total Operating Expense	1,232,197	1,232,197
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ENTERPRISE ZONE PROGRAM

Enterprise Zone Fund (IC 5-28-15-6)

Total Operating Expense	85,000	85,000
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Augmentation allowed.

LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/

REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION
(LEDO/REDO) MATCHING GRANT PROGRAM

Total Operating Expense		600,000
TRAINING 2000		
Total Operating Expense		18,468,918
BUSINESS PROMOTION PROGRAM		
Total Operating Expense		1,741,758
ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM		
Total Operating Expense		855,732
INDUSTRIAL DEVELOPMENT GRANT PROGRAM		
Total Operating Expense		6,500,000

FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY
INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS

Affordable Housing and Community Development Fund (IC 5-20-4)

Total Operating Expense	1,000,000	1,000,000
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The housing and community development authority shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

Family and social services administration, division of family resources shall apply all qualifying expenditures for individual development accounts deposits toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

MORTGAGE FORECLOSURE COUNSELING

Home Ownership Education Fund (IC 5-20-1-27)

Total Operating Expense	1,693,924	1,693,924
Augmentation Allowed.		

C. EMPLOYMENT SERVICES

FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT
ADMINISTRATION

Total Operating Expense	361,000	361,000
ADULT EDUCATION DISTRIBUTION		
Total Operating Expense	12,600,000	12,600,000

It is the intent of the 2011 general assembly that the above appropriations for adult education shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for a state fiscal year, the department of workforce development shall reduce the distributions proportionately.

WOMEN'S COMMISSION

Personal Services	83,899	83,899
Other Operating Expense	17,250	17,250

NATIVE AMERICAN INDIAN AFFAIRS COMMISSION

Total Operating Expense	76,679	76,679
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COMMISSION ON HISPANIC/LATINO AFFAIRS

Total Operating Expense	105,600	105,600
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The above appropriations are in addition to any funding for the commission derived from funds appropriated to the department of workforce development.

D. OTHER ECONOMIC DEVELOPMENT

FOR THE INDIANA STATE FAIR BOARD STATE FAIR

Total Operating Expense	600,000	600,000
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2011-229-7

SECTION 7.

TRANSPORTATION

FOR THE DEPARTMENT OF TRANSPORTATION

For the conduct and operation of the department of transportation, the following sums are appropriated for the periods designated from the public mass transportation fund, the industrial rail service fund, the state highway fund, the motor vehicle highway account, the distressed road fund, the state highway road construction and improvement fund, the motor carrier regulation fund, and the crossroads 2000 fund.

INTERMODAL GRANT PROGRAM

Public Mass Transportation Fund (IC 8-23-3-8)

Total Operating Expense	50,000	50,000
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Augmentation allowed.

RAILROAD GRADE CROSSING IMPROVEMENT

Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	500,000	500,000
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HIGH SPEED RAIL

Industrial Rail Service Fund (IC 8-3-1.7-2)

Matching Funds		40,000
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Augmentation allowed.

PUBLIC MASS TRANSPORTATION

Total Operating Expense	42,581,051	42,581,051
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The appropriations are to be used solely for the promotion and development of public transportation. The department of transportation shall allocate funds based on a formula approved by the commissioner of the department of transportation.

The department of transportation may distribute public mass transportation funds to an eligible grantee that provides public transportation in Indiana.

The state funds can be used to match federal funds available under the Federal Transit Act (49 U.S.C. 1601, et seq.) or local funds from a requesting grantee.

Before funds may be disbursed to a grantee, the grantee must submit its request for financial assistance to the department of transportation for approval. Allocations must be approved by the governor and the budget agency after review by the budget committee and shall be made on a reimbursement basis. Only applications for capital

and operating assistance may be approved. Only those grantees that have met the reporting requirements under IC 8-23-3 are eligible for assistance under this appropriation.

HIGHWAY OPERATING

State Highway Fund (IC 8-23-9-54)		
270,724,355	263,724,355	
Public Mass Transportation Fund (IC 8-23-3-8)		
170,000	170,000	
Industrial Rail Service Fund		
305,000	305,000	

The amounts specified from the State Highway Fund, the Public Mass Transportation Fund, and the Industrial Rail Service Fund are for the following purposes:

Personal Services	214,386,249	207,386,249
Other Operating Expense	56,813,106	56,813,106

HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT

State Highway Fund (IC 8-23-9-54)		
Other Operating Expense	15,300,000	15,300,000

The above appropriations for highway operating and highway vehicle and road maintenance equipment may be used for personal services, equipment, and other operating expense, including the cost of transportation for the governor.

HIGHWAY MAINTENANCE WORK PROGRAM

State Highway Fund (IC 8-23-9-54)		
Other Operating Expense	67,000,000	67,000,000

The above appropriations for the highway maintenance work program may be used for:

- (1) materials for patching roadways and shoulders;
- (2) repairing and painting bridges;
- (3) installing signs and signals and painting roadways for traffic control;
- (4) mowing, herbicide application, and brush control;
- (5) drainage control;
- (6) maintenance of rest areas, public roads on properties of the department of natural resources, and driveways on the premises of all state facilities;
- (7) materials for snow and ice removal;
- (8) utility costs for roadway lighting; and
- (9) other special maintenance and support activities consistent with the highway maintenance work program.

HIGHWAY CAPITAL IMPROVEMENTS

State Highway Fund (IC 8-23-9-54)		
Right-of-Way Expense	16,880,000	8,640,000
Formal Contracts Expense	80,484,822	99,090,903
Consulting Services Expense	12,340,000	10,000,000
Institutional Road Construction	2,500,000	2,500,000

The above appropriations for the capital improvements program may be used for:

- (1) bridge rehabilitation and replacement;
- (2) road construction, reconstruction, or replacement;
- (3) construction, reconstruction, or replacement of travel lanes, intersections, grade separations, rest parks, and weigh stations;
- (4) relocation and modernization of existing roads;
- (5) resurfacing;
- (6) erosion and slide control;
- (7) construction and improvement of railroad grade crossings, including the use of the appropriations to match federal funds for projects;
- (8) small structure replacements;
- (9) safety and spot improvements; and
- (10) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

The appropriations for highway operating, highway vehicle and road maintenance equipment, highway buildings and grounds, the highway planning and research program, the highway maintenance work program, and highway capital improvements are appropriated from estimated revenues, which include the following:

- (1) Funds distributed to the state highway fund from the motor vehicle highway account under IC 8-14-1-3(4).
- (2) Funds distributed to the state highway fund from the highway, road and street fund under IC 8-14-2-3.
- (3) All fees and miscellaneous revenues deposited in or accruing to the state highway fund under IC 8-23-9-54.
- (4) Any unencumbered funds carried forward in the state highway fund from any previous fiscal year.
- (5) All other funds appropriated or made available to the department of transportation by the general assembly.

If funds from sources set out above for the department of transportation exceed appropriations from those sources to the department, the excess amount is hereby appropriated to be used for formal contracts with approval of the governor and the budget agency.

If there is a change in a statute reducing or increasing revenue for department use, the budget agency shall notify the auditor of state to adjust the above appropriations to reflect the estimated increase or decrease. Upon the request of the department, the budget agency, with the approval of the governor, may allot any increase in appropriations to the department for formal contracts.

If the department of transportation finds that an emergency exists or that an appropriation will be insufficient to cover expenses incurred in the normal operation of the department, the budget agency may, upon request of the department, and with the approval of the governor, transfer funds from revenue sources set out above from one (1) appropriation to the deficient appropriation. No appropriation from the state highway fund may be used to fund any toll road or toll bridge project except as specifically provided for under IC 8-15-2-20.

HIGHWAY PLANNING AND RESEARCH PROGRAM
State Highway Fund (IC 8-23-9-54)

Total Operating Expense	2,500,000	2,500,000
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STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM

State Highway Road Construction Improvement Fund (IC 8-14-10-5)

Lease Rental Payments Expense	61,400,000	62,300,000
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Augmentation allowed.

The above appropriations for the state highway road construction and improvement program are appropriated from the state highway road construction and improvement fund provided in IC 8-14-10-5 and may include any unencumbered funds carried forward from any previous fiscal year. The funds shall be first used for payment of rentals and leases relating to projects under IC 8-14.5. If any funds remain, the funds may be used for the following purposes:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;
- (3) relocation and modernization of existing roads; and
- (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

CROSSROADS 2000 PROGRAM

State Highway Fund (IC 8-23-9-54)

Lease Rental Payment Expense	3,995,823	10,269,742
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Augmentation allowed.

Crossroads 2000 Fund (IC 8-14-10-9)

Lease Rental Payment Expense	35,700,000	36,200,000
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Augmentation allowed.

The above appropriations for the crossroads 2000 program are appropriated from the crossroads 2000 fund provided in IC 8-14-10-9 and may include any unencumbered funds carried forward from any previous fiscal year. The funds shall be first used for payment of rentals and leases relating to projects under IC 8-14-10-9. If any funds remain, the funds may be used for the following purposes:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;
- (3) relocation and modernization of existing roads; and
- (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

MAJOR MOVES CONSTRUCTION PROGRAM

Major Moves Construction Fund (IC 8-14-14-5)

Formal Contracts Expense	530,000,000	50,000,000
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Augmentation allowed.

FEDERAL APPORTIONMENT

Right-of-Way Expense	82,420,000	42,160,000
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Formal Contracts Expense	531,612,292	624,532,292
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Consulting Engineers Expense	60,260,000	48,800,000
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Highway Planning and Research	12,807,708	12,807,708
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Local Government Revolving Acct.	229,030,000	242,770,000
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The department may establish an account to be known as the "local government revolving account". The account is to be used to administer the federal-local highway construction program. All contracts issued and all funds received for federal-local projects under this program shall be entered into this account.

If the federal apportionments for the fiscal years covered by this act exceed the above estimated appropriations for the department or for local governments, the excess federal apportionment is hereby appropriated for use by the department with the approval of the governor and the budget agency.

The department shall bill, in a timely manner, the federal government for all department payments that are eligible for total or partial reimbursement.

The department may let contracts and enter into agreements for construction and preliminary engineering during each year of the 2011-2013 biennium that obligate not more than one-third (1/3) of the amount of state funds estimated by the department to be available for appropriation in the following year for formal contracts and consulting engineers for the capital improvements program.

Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct and maintain roadside parks and highways where highways will connect any state highway now existing, or hereafter constructed, with any state park, state forest preserve, state game preserve, or the grounds of any state institution. There is appropriated to the department of transportation an amount sufficient to carry out the provisions of this paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor vehicle highway account before distribution to local units of government.

LOCAL TECHNICAL ASSISTANCE AND RESEARCH

Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount sufficient for:

- (1) the program of technical assistance under IC 8-23-2-5(6); and
- (2) the research and highway extension program conducted for local government under

The department shall develop an annual program of work for research and extension in cooperation with those units being served, listing the types of research and educational programs to be undertaken. The commissioner of the department of transportation may make a grant under this appropriation to the institution or agency selected to conduct the annual work program. Under IC 8-14-1-3(6), appropriations for the program of technical assistance and for the program of research and extension shall be taken from the local share of the motor vehicle highway account.

Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to maintain a sufficient working balance in accounts established to match federal and local money for highway projects. These funds are appropriated from the following sources in the proportion specified:

- (1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle highway account under IC 8-14-1-3(7); and
- (2) for counties and for those cities and towns with a population greater than five thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

2011-229-8**SECTION 8.****FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS****A. FAMILY AND SOCIAL SERVICES****FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION****INDIANA PRESCRIPTION DRUG PROGRAM**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	1,117,830	1,117,830
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CHILDREN'S HEALTH INSURANCE PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	36,984,504	36,984,504
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FAMILY AND SOCIAL SERVICES ADMINISTRATION - CENTRAL OFFICE

Total Operating Expense	16,764,735	16,764,735
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OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION

Total Operating Expense	100,000	100,000
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MEDICAID ADMINISTRATION

Total Operating Expense	33,103,064	33,103,064
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MEDICAID - CURRENT OBLIGATIONS

General Fund

Total Operating Expense	1,716,500,000	1,882,500,000
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The foregoing appropriations for Medicaid current obligations and for Medicaid administration are for the purpose of enabling the office of Medicaid policy and planning to carry out all services as provided in IC 12-8-6. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the office of Medicaid policy and planning for the respective purposes for which the money was allocated and paid to the state. Subject to the provisions of IC 12-8-1-12, if the sums herein appropriated for Medicaid current obligations and for Medicaid administration are insufficient to enable the office of Medicaid policy and planning to meet its obligations, then there is appropriated from the general fund such further sums as may be necessary for that purpose, subject to the approval of the governor and the budget agency.

INDIANA CHECK-UP PLAN (EXCLUDING IMMUNIZATION)

Indiana Check-Up Plan Trust Fund (IC 12-15-44.2-17)

Total Operating Expense	157,766,043	157,766,043
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HOSPITAL CARE FOR THE INDIGENT FUND

Total Operating Expense	57,000,000	57,000,000
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MEDICAL ASSISTANCE TO WARDS (MAW)

Total Operating Expense	13,100,000	13,100,000
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MARION COUNTY HEALTH AND HOSPITAL CORPORATION

Total Operating Expense	38,000,000	38,000,000
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MENTAL HEALTH ADMINISTRATION

Other Operating Expense	3,859,047	3,859,047
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Two hundred seventy-five thousand dollars (\$275,000) of the above appropriation

for the state fiscal year beginning July 1, 2011, and ending June 30, 2012, and two hundred seventy-five thousand dollars (\$275,000) of the above appropriation for the state fiscal year beginning July 1, 2012, and ending June 30, 2013, shall be distributed in the state fiscal year to neighborhood based community service programs.

CHILD PSYCHIATRIC SERVICES FUND

Total Operating Expense	17,023,760	17,023,760
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SERIOUSLY EMOTIONALLY DISTURBED

Total Operating Expense	15,075,408	15,075,408
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SERIOUSLY MENTALLY ILL

General Fund

Total Operating Expense	94,302,551	94,302,551
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Mental Health Centers Fund (IC 6-7-1-32.1)

Total Operating Expense	4,311,650	4,311,650
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Augmentation allowed.

COMMUNITY MENTAL HEALTH CENTERS

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	7,000,000	7,000,000
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The above appropriation from the Tobacco Master Settlement Agreement Fund is in addition to other funds. The above appropriations for comprehensive community mental health services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid rehabilitation option.

The comprehensive community mental health centers shall submit their proposed annual budgets (including income and operating statements) to the budget agency on or before August 1 of each year. All federal funds shall be applied in augmentation of the foregoing funds rather than in place of any part of the funds. The office of the secretary, with the approval of the budget agency, shall determine an equitable allocation of the appropriation among the mental health centers.

GAMBLERS' ASSISTANCE

Gamblers' Assistance Fund (IC 4-33-12-6)

Total Operating Expense	4,041,728	4,041,728
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SUBSTANCE ABUSE TREATMENT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	4,855,820	4,855,820
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QUALITY ASSURANCE/RESEARCH

Total Operating Expense	562,860	562,860
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PREVENTION

Gamblers' Assistance Fund (IC 4-33-12-6)

Total Operating Expense	2,572,675	2,572,675
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Augmentation allowed.

METHADONE DIVERSION CONTROL AND OVERSIGHT (MDCO) PROGRAM

Opioid Treatment Program Fund (IC 12-23-18-4)

Total Operating Expense	380,566	380,566
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Augmentation allowed.

DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM

DMHA Youth Tobacco Reduction Support Program (IC 4-33-12-6)

Total Operating Expense	250,000	250,000
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Augmentation allowed.
 EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER
 From the General Fund

	97,100	97,100
From the Mental Health Fund (IC 12-24-14-4)		
	1,496,038	1,496,038

Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	1,279,699	1,279,699
Other Operating Expense	313,439	313,439

EVANSVILLE STATE HOSPITAL
 From the General Fund

	20,156,185	20,156,185
From the Mental Health Fund (IC 12-24-14-4)		
	3,971,008	3,971,008

Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	17,977,966	17,977,966
Other Operating Expense	6,149,227	6,149,227

LARUE CARTER MEMORIAL HOSPITAL
 From the General Fund

	19,946,791	19,946,791
From the Mental Health Fund (IC 12-24-14-4)		
	2,765,060	2,765,060

Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	16,034,506	16,034,506
Other Operating Expense	6,677,345	6,677,345

LOGANSPOUT STATE HOSPITAL
 From the General Fund

	22,092,775	22,092,775
From the Mental Health Fund (IC 12-24-14-4)		
	6,318,370	6,318,370

Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	24,528,698	24,528,698
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Other Operating Expense	3,882,447	3,882,447
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MADISON STATE HOSPITAL

From the General Fund

21,633,735	21,633,735
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From the Mental Health Fund (IC 12-24-14-4)

5,754,681	5,754,681
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Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	21,339,985	21,339,985
Other Operating Expense	6,048,431	6,048,431

RICHMOND STATE HOSPITAL

From the General Fund

30,556,566	30,556,566
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From the Mental Health Fund (IC 12-24-14-4)

2,261,464	2,261,464
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Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	25,399,821	25,399,821
Other Operating Expense	7,418,209	7,418,209

PATIENT PAYROLL

Total Operating Expense	257,206	257,206
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The federal share of revenue accruing to the state mental health institutions under based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established by IC 12-24-14-1, and the remainder shall be deposited in the general fund.

In addition to the above appropriations, each institution may qualify for an additional appropriation, or allotment, subject to approval of the governor and the budget agency, from the mental health fund of up to twenty percent (20%), but not to exceed \$50,000 in each fiscal year, of the amount by which actual net collections exceed an amount specified in writing by the division of mental health and addiction before July 1 of each year beginning July 1, 2011.

DIVISION OF FAMILY RESOURCES ADMINISTRATION

Personal Services	1,325,447	1,325,447
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Other Operating Expense	1,670,322	1,670,322
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COMMISSION ON THE SOCIAL STATUS OF BLACK MALES

Total Operating Expense	139,620	139,620
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SSBG - DIVISION OF FAMILY RESOURCES

Total Operating Expense	1,100,000	1,100,000
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CHILD CARE LICENSING FUND

Child Care Fund (IC 12-17.2-2-3)		
Total Operating Expense	100,000	100,000
Augmentation allowed.		
ELECTRONIC BENEFIT TRANSFER PROGRAM		
Total Operating Expense	2,278,565	2,278,565

The foregoing appropriations for the division of family resources Title IV-D of the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.

DFR - COUNTY ADMINISTRATION		
Total Operating Expense	89,154,386	90,229,853
INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)		
Total Operating Expense	7,292,497	7,292,497
IMPACT PROGRAM		
Total Operating Expense	3,016,665	3,016,665
TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)		
Total Operating Expense	31,776,757	31,776,757
SNAP ADMINISTRATION		
Total Operating Expense	2,182,125	2,182,125
CHILD CARE & DEVELOPMENT FUND		
Total Operating Expense	34,316,109	34,316,109

The foregoing appropriations for information systems/technology, education and training, Temporary Assistance for Needy Families (TANF), and child care services are for the purpose of enabling the division of family resources to carry out all services as provided in IC 12-14. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the division of family resources for the respective purposes for which such money was allocated and paid to the state.

BURIAL EXPENSES		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	1,607,219	1,607,219
SCHOOL AGE CHILD CARE PROJECT FUND		
Total Operating Expense	812,413	812,413
HEADSTART - FEDERAL		
Total Operating Expense	43,750	43,750
DIVISION OF AGING ADMINISTRATION		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Personal Services	327,983	327,983
Other Operating Expense	637,395	637,395

The above appropriations for the division of aging administration are for administrative expenses. Any federal fund reimbursements received for such purposes are to be deposited in the general fund.

ROOM AND BOARD ASSISTANCE (R-CAP)		
Total Operating Expense	10,481,788	10,481,788
C.H.O.I.C.E. IN-HOME SERVICES		
Total Operating Expense	48,765,643	48,765,643

The foregoing appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental transfers to provide the nonfederal share of the Medicaid aged and disabled waiver.

The intragovernmental transfers for use in the Medicaid aged and disabled waiver may not exceed in the state fiscal year beginning July 1, 2011, and ending June 30, 2012, fifteen million dollars (\$15,000,000) and in the state fiscal year beginning July 1, 2012, and ending June 30, 2013, eighteen million dollars (\$18,000,000).

The division of aging shall conduct an annual evaluation of the cost effectiveness of providing home and community-based services. Before January of each year, the division shall submit a report to the budget committee, the budget agency, and the legislative council that covers all aspects of the division's evaluation and such other information pertaining thereto as may be requested by the budget committee, the budget agency, or the legislative council, including the following:

- (1) the number and demographic characteristics of the recipients of home and community-based services during the preceding fiscal year, including a separate count of individuals who received no services other than case management services (as defined in 460 IAC 1.2-4-10) during the preceding fiscal year;
- (2) the total cost and per recipient cost of providing home and community-based services during the preceding fiscal year.

The division shall obtain from providers of services data on their costs and expenditures regarding implementation of the program and report the findings to the budget committee, the budget agency, and the legislative council. The report to the legislative council must be in an electronic format under IC 5-14-6.

STATE SUPPLEMENT TO SSBG - AGING

Total Operating Expense	687,396	687,396
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OLDER HOOSIERS ACT

Total Operating Expense	1,573,446	1,573,446
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ADULT PROTECTIVE SERVICES

General Fund

Total Operating Expense	1,956,528	1,956,528
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Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	495,420	495,420
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Augmentation allowed.

ADULT GUARDIANSHIP SERVICES

Total Operating Expense	405,565	405,565
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MEDICAID WAIVER

Total Operating Expense	1,062,895	1,062,895
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TITLE III ADMINISTRATION GRANT

Total Operating Expense	310,000	310,000
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OMBUDSMAN

Total Operating Expense	310,124	310,124
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DIVISION OF DISABILITY AND REHABILITATIVE SERVICES ADMINISTRATION

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	360,764	360,764
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BUREAU OF REHABILITATIVE SERVICES

- VOCATIONAL REHABILITATION OPERATING		
Personal Services	3,448,621	3,448,621
Other Operating Expense	12,425,093	12,425,093
AID TO INDEPENDENT LIVING		
Total Operating Expense	46,927	46,927
ACCESSABILITY CENTER FOR INDEPENDENT LIVING		
Total Operating Expense	87,665	87,665
SOUTHERN INDIANA CENTER FOR INDEPENDENT LIVING		
Total Operating Expense	87,665	87,665
ATTIC, INCORPORATED		
Total Operating Expense	87,665	87,665
LEAGUE FOR THE BLIND AND DISABLED		
Total Operating Expense	87,665	87,665
FUTURE CHOICES, INC.		
Total Operating Expense	158,113	158,113
THE WABASH INDEPENDENT LIVING AND LEARNING CENTER, INC.		
Total Operating Expense	158,113	158,113
INDEPENDENT LIVING CENTER OF EASTERN INDIANA		
Total Operating Expense	158,113	158,113
STATE SUPPLEMENT TO SSBG - DDRS		
Total Operating Expense	343,481	343,481
BUREAU OF REHABILITATIVE SERVICES - DEAF AND HARD OF HEARING SERVICES		
Personal Services	114,542	114,542
Other Operating Expense	202,232	202,232
BUREAU OF REHABILITATIVE SERVICES - BLIND VENDING OPERATIONS		
Total Operating Expense	129,905	129,905
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES		
- RESIDENTIAL FACILITIES COUNCIL		
Total Operating Expense	5,008	5,008
BUREAU OF REHABILITATIVE SERVICES		
- OFFICE OF SERVICES FOR THE BLIND AND VISUALLY IMPAIRED		
Personal Services	58,156	58,156
Other Operating Expense	23,580	23,580
BUREAU OF REHABILITATIVE SERVICES - EMPLOYEE TRAINING		
Total Operating Expense	6,112	6,112
BUREAU OF QUALITY IMPROVEMENT SERVICES - BQIS		
Total Operating Expense	3,636,983	3,636,983
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - DAY SERVICES		
Other Operating Expense	3,159,384	3,159,384
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES		
- DIAGNOSIS AND EVALUATION		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Other Operating Expense	400,125	400,125
FIRST STEPS		
Total Operating Expense	6,149,513	6,149,513
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - EPILEPSY PROGRAM		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Other Operating Expense	463,758	463,758
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - CAREGIVER SUPPORT		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Other Operating Expense	509,500	509,500

BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - OPERATING

General Fund

Total Operating Expense	5,286,696	5,286,696
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Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	2,458,936	2,458,936
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Augmentation allowed.

BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES CASE MANAGEMENT - OASIS

Total Operating Expense	2,516,000	2,516,000
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BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - RESIDENTIAL SERVICES

General Fund

Total Operating Expense	91,996,290	91,996,290
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Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	10,229,000	10,229,000
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The above appropriations for client services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid program for day services provided to residents of group homes and nursing facilities.

In the development of new community residential settings for persons with developmental disabilities, the division of disability and rehabilitative services must give priority to the appropriate placement of such persons who are eligible for Medicaid and currently residing in intermediate care or skilled nursing facilities and, to the extent permitted by law, such persons who reside with aged parents or guardians or families in crisis.

FOR THE DEPARTMENT OF CHILD SERVICES

DEPARTMENT OF CHILD SERVICES - CASE MANAGEMENT

Personal Services	22,337,394	22,337,394
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Other Operating Expense	4,313,127	4,313,127
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CASE MANAGEMENT SERVICES APPROPRIATION

Total Operating Expense	59,711,491	59,711,491
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DEPARTMENT OF CHILD SERVICES - COUNTY ADMINISTRATION

- STATE APPROPRIATION

Personal Services	19,660,436	19,660,436
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Other Operating Expense	13,249,977	13,249,977
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DEPARTMENT OF CHILD SERVICES - COUNTY ADMINISTRATION

Total Operating Expense	11,808,523	11,808,523
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DEPARTMENT OF CHILD SERVICES - STATE ADMINISTRATION

Personal Services	7,327,026	7,327,026
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Other Operating Expense	1,930,543	1,930,543
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CHILD WELFARE ADMINISTRATION - STATE APPROPRIATION

Total Operating Expense	9,573,607	9,573,607
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CHILD WELFARE SERVICES STATE GRANTS

Total Operating Expense	7,500,000	7,500,000
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TITLE IV-D OF THE FEDERAL SOCIAL SECURITY ACT (STATE MATCH)

Total Operating Expense	7,475,179	7,475,179
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The foregoing appropriations for the department of child services Title IV-D of the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.

FAMILY AND CHILDREN FUND

General Fund

Total Operating Expense	282,977,440	282,977,440
Augmentation allowed.		
Family and Children Reimbursement (IC 31-40-1-3)		
Total Operating Expense	6,536,332	6,536,332
Augmentation allowed.		
FAMILY AND CHILDREN SERVICES		
Total Operating Expense	25,438,882	25,438,882
ADOPTION SERVICES GRANTS		
Total Operating Expense	26,983,440	26,983,440
INDEPENDENT LIVING		
Total Operating Expense	811,525	811,525
YOUTH SERVICE BUREAU		
Total Operating Expense	1,303,699	1,303,699
PROJECT SAFEPLACE		
Total Operating Expense	112,500	112,500
HEALTHY FAMILIES INDIANA		
Total Operating Expense	1,093,165	1,093,165
CHILD WELFARE TRAINING		
Total Operating Expense	1,884,030	1,884,030
SPECIAL NEEDS ADOPTION II		
Personal Services	228,975	228,975
Other Operating Expense	470,625	470,625
ADOPTION SERVICES		
Total Operating Expense	15,606,117	15,606,117
NONRECURRING ADOPTION ASSISTANCE		
Total Operating Expense	921,500	921,500
INDIANA SUPPORT ENFORCEMENT TRACKING (ISETS)		
Total Operating Expense	4,806,636	4,806,636
CHILD PROTECTION AUTOMATION PROJECT (ICWIS)		
Total Operating Expense	1,421,375	1,421,375
FOR THE DEPARTMENT OF ADMINISTRATION		
DEPARTMENT OF CHILD SERVICES OMBUDSMAN BUREAU		
Total Operating Expense	145,000	145,000
B. PUBLIC HEALTH		
FOR THE STATE DEPARTMENT OF HEALTH		
Personal Services	18,798,345	18,798,345
Other Operating Expense	5,619,468	5,619,468
All receipts to the state department of health from licenses or permit fees shall be deposited in the state general fund.		
AREA HEALTH EDUCATION CENTERS		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	1,179,375	1,179,375
CANCER REGISTRY		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	519,050	519,050
MINORITY HEALTH INITIATIVE		

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	2,550,000	2,550,000

The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition to work with the state department on the implementation of IC 16-46-11.

SICKLE CELL

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	250,000	250,000

AID TO COUNTY TUBERCULOSIS HOSPITALS

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	82,351	82,351

These funds shall be used for eligible expenses according to IC 16-21-7-3 for tuberculosis patients for whom there are no other sources of reimbursement, including patient resources, health insurance, medical assistance payments, and hospital care for the indigent.

MEDICARE-MEDICAID CERTIFICATION

Total Operating Expense	5,329,012	5,329,012
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Personal services augmentation allowed in amounts not to exceed revenue from health facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee increases or those adopted by the Executive Board of the Indiana State Department of health under IC 16-19-3.

AIDS EDUCATION

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Personal Services	248,082	248,082
Other Operating Expense	446,576	446,576

HIV/AIDS SERVICES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	2,054,141	2,054,141

SSBG - AIDS CARE COORDINATION

Total Operating Expense	296,504	296,504
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TEST FOR DRUG AFFLICTED BABIES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	49,403	49,403

STATE CHRONIC DISEASES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Personal Services	81,007	81,007
Other Operating Expense	835,656	835,656

At least \$82,560 of the above appropriations shall be for grants to community groups and organizations as provided in IC 16-46-7-8.

WOMEN, INFANTS, AND CHILDREN SUPPLEMENT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	190,000	190,000

SSBG - MATERNAL AND CHILD HEALTH - HEALTHY FAMILIES (MCHHF)

Total Operating Expense	289,352	289,352
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MATERNAL AND CHILD HEALTH SUPPLEMENT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	190,000	190,000
CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	73,516	73,516
CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	79,050	79,050
ADOPTION HISTORY		
Adoption History Fund (IC 31-19-18-6)		
Total Operating Expense	183,212	183,212
Augmentation allowed.		
CHILDREN WITH SPECIAL HEALTH CARE NEEDS		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	11,782,759	11,782,759
Augmentation allowed.		
NEWBORN SCREENING PROGRAM		
Newborn Screening Fund (IC 16-41-17-11)		
Personal Services	500,697	500,697
Other Operating Expense	2,160,946	2,160,946
Augmentation allowed.		

The above appropriation includes funding for pulse oximetry screening of infants.

RADON GAS TRUST FUND

Radon Gas Trust Fund (IC 16-41-38-8)		
Total Operating Expense	9,739	9,739
Augmentation allowed.		
BIRTH PROBLEMS REGISTRY		
Birth Problems Registry Fund (IC 16-38-4-17)		
Personal Services	62,853	62,853
Other Operating Expense	42,938	42,938
Augmentation allowed.		
MOTOR FUEL INSPECTION PROGRAM		
Motor Fuel Inspection Fund (IC 16-44-3-10)		
Total Operating Expense	148,294	148,294
Augmentation allowed.		
PROJECT RESPECT		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	457,218	457,218
DONATED DENTAL SERVICES		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	36,492	36,492

The above appropriation shall be used by the Indiana foundation for dentistry for the handicapped.

OFFICE OF WOMEN'S HEALTH

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	103,061	103,061

SPINAL CORD AND BRAIN INJURY

Spinal Cord and Brain Injury Fund (IC 16-41-42.2-3)

Total Operating Expense	1,523,634	1,523,634
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INDIANA CHECK-UP PLAN - IMMUNIZATIONS

Indiana Check-Up Plan Trust Fund (IC 12-15-44.2-17)

Total Operating Expense	11,000,000	11,000,000
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WEIGHTS AND MEASURES FUND

Weights and Measures Fund (IC 16-19-5-4)

Total Operating Expense	19,400	19,400
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Augmentation allowed.

MINORITY EPIDEMIOLOGY

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	637,500	637,500
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COMMUNITY HEALTH CENTERS

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	15,000,000	15,000,000
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FAMILY HEALTH CENTER OF CLARK COUNTY

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	50,000	50,000
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PRENATAL SUBSTANCE USE & PREVENTION

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	127,500	127,500
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LOCAL HEALTH MAINTENANCE FUND

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	3,920,000	3,920,000
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Augmentation allowed.

The amount appropriated from the tobacco master settlement agreement fund is in lieu of the appropriation provided for this purpose in IC 6-7-1-30.5 or any other law. Of the above appropriations for the local health maintenance fund, \$60,000 each year shall be used to provide additional funding to adjust funding through the formula in to reflect population increases in various counties. Money appropriated to the local health maintenance fund must be allocated under the following schedule each year to each local board of health whose application for funding is approved by the state department of health:

COUNTY POPULATION	AMOUNT OF GRANT
over 499,999	94,112
100,000 - 499,999	72,672
50,000 - 99,999	48,859
under 50,000	33,139

LOCAL HEALTH DEPARTMENT ACCOUNT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	3,000,000	3,000,000
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The foregoing appropriations for the local health department account are statutory distributions under IC 4-12-7.

TOBACCO USE PREVENTION AND CESSATION PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	8,051,037	8,051,037
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A minimum of 85% of the above appropriations shall be used for grants to local agencies and other entities with programs designed to reduce smoking.

FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED

Personal Services	9,664,722	9,664,722
Other Operating Expense	965,000	965,000

FOR THE INDIANA SCHOOL FOR THE DEAF

Personal Services	14,608,440	14,608,440
Other Operating Expense	1,731,367	1,731,367

C. VETERANS' AFFAIRS

FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS

Personal Services	446,086	446,086
Other Operating Expense	80,108	80,108

DISABLED AMERICAN VETERANS OF WORLD WARS

Total Operating Expense	40,000	40,000
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AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM

Total Operating Expense	30,000	30,000
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VETERANS OF FOREIGN WARS

Total Operating Expense	30,000	30,000
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VIETNAM VETERANS OF AMERICA

Total Operating Expense		20,000
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MILITARY FAMILY RELIEF FUND

Military Family Relief Fund (IC 10-17-12-8)		
Total Operating Expense	450,000	450,000

INDIANA VETERANS' HOME

From the General Fund

10,893,256	10,893,256
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From the Veterans' Home Comfort and Welfare Fund (IC 10-17-9-7(d))

9,381,362	9,381,362
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Augmentation allowed from the Comfort and Welfare Fund in amounts not to exceed revenue collected for Medicaid and Medicare reimbursement.

The amounts specified from the General Fund and the Veterans' Home Comfort and Welfare Fund are for the following purposes:

Personal Services	13,552,779	13,552,779
Other Operating Expense	6,721,839	6,721,839

COMFORT AND WELFARE PROGRAM

Comfort and Welfare Fund (IC 10-17-9-7(c))

Total Operating Expense	1,031,223	1,031,223
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Augmentation allowed.

SECTION 9.
EDUCATION

A. HIGHER EDUCATION

FOR INDIANA UNIVERSITY
BLOOMINGTON CAMPUS

Total Operating Expense	180,268,458	180,268,458
Fee Replacement	22,984,251	15,668,143

FOR INDIANA UNIVERSITY REGIONAL CAMPUSES
EAST

Total Operating Expense	8,330,921	8,330,921
Fee Replacement	1,399,673	1,399,262

KOKOMO

Total Operating Expense	11,354,682	11,354,682
Fee Replacement	1,819,808	1,818,053

NORTHWEST

Total Operating Expense	16,275,368	16,275,368
Fee Replacement	2,595,769	2,801,821

SOUTH BEND

Total Operating Expense	21,756,890	21,756,890
Fee Replacement	4,263,191	4,263,860

SOUTHEAST

Total Operating Expense	18,976,859	18,976,859
Fee Replacement	3,046,340	3,052,964

TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES
89,819,501 90,030,680

FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY
AT INDIANAPOLIS (IUPUI)

HEALTH DIVISIONS

Total Operating Expense	98,042,060	98,042,060
Fee Replacement	2,919,493	3,626,825

FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE ON
THE CAMPUS OF THE UNIVERSITY OF SOUTHERN INDIANA

Total Operating Expense	1,603,670	1,603,670
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THE CAMPUS OF INDIANA UNIVERSITY-PURDUE UNIVERSITY FORT WAYNE

Total Operating Expense	1,475,274	1,475,274
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THE CAMPUS OF INDIANA UNIVERSITY-NORTHWEST

Total Operating Expense	2,095,829	2,095,829
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THE CAMPUS OF PURDUE UNIVERSITY

Total Operating Expense	1,870,823	1,870,823
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THE CAMPUS OF BALL STATE UNIVERSITY

Total Operating Expense	1,682,175	1,682,175
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THE CAMPUS OF THE UNIVERSITY OF NOTRE DAME

Total Operating Expense	1,560,016	1,560,016
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THE CAMPUS OF INDIANA STATE UNIVERSITY

Total Operating Expense	1,859,876	1,859,876
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The Indiana University School of Medicine - Indianapolis shall submit to the Indiana commission for higher education before May 15 of each year an accountability report containing data on the number of medical school graduates who entered primary care physician residencies in Indiana from the school's most recent graduating class.

FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)
GENERAL ACADEMIC DIVISIONS

Total Operating Expense	85,628,143	85,628,143
Fee Replacement	12,609,727	15,664,799

TOTAL APPROPRIATIONS - IUPUI

211,347,086	215,109,490
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Transfers of allocations between campuses to correct for errors in allocation among the campuses of Indiana University can be made by the institution with the approval of the commission for higher education and the budget agency. Indiana University shall maintain current operations at all statewide medical education sites.

FOR INDIANA UNIVERSITY

ABILENE NETWORK OPERATIONS CENTER

Total Operating Expense	707,707	707,707
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SPINAL CORD AND HEAD INJURY RESEARCH CENTER

Total Operating Expense	524,230	524,230
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MEDICAL EDUCATION CENTER EXPANSION

Total Operating Expense	3,000,000	3,000,000
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The above appropriations for medical education center expansion are intended to help increase medical school class size on a statewide basis. The funds shall be used to help increase enrollment and to provide clinical instruction. The funds shall be distributed to the nine (9) existing medical education centers in proportion to the increase in enrollment for each center.

INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES

Total Operating Expense	2,105,824	2,105,824
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GEOLOGICAL SURVEY

Total Operating Expense	2,636,907	2,636,907
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LOCAL GOVERNMENT ADVISORY COMMISSION

Total Operating Expense	48,062	48,062
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I-LIGHT NETWORK OPERATIONS

Build Indiana Fund (IC 4-30-17)

Total Operating Expense	1,471,833	1,471,833
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FOR PURDUE UNIVERSITY

WEST LAFAYETTE

Total Operating Expense	233,843,356	233,843,356
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Fee Replacement	25,150,230	25,273,722
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FOR PURDUE UNIVERSITY - REGIONAL CAMPUSES

CALUMET

Total Operating Expense	26,844,940	26,844,940
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Fee Replacement	1,490,058	1,489,772
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NORTH CENTRAL

Total Operating Expense	13,073,588	13,073,588
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TOTAL APPROPRIATION - PURDUE UNIVERSITY REGIONAL CAMPUSES

41,408,586	41,408,300
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FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY

AT FORT WAYNE (IPFW)

Total Operating Expense	38,563,050	38,563,050
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Fee Replacement	5,412,164	5,420,037
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Transfers of allocations between campuses to correct for errors in allocation among the campuses of Purdue University can be made by the institution with the approval of the commission for higher education and the budget agency.

FOR PURDUE UNIVERSITY

ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM

Total Operating Expense	3,449,706	3,449,706
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The above appropriations shall be used to fund the animal disease diagnostic laboratory system (ADDL), which consists of the main ADDL at West Lafayette, the bangs disease testing service at West Lafayette, and the southern branch of ADDL Southern Indiana Purdue Agricultural Center (SIPAC) in Dubois County. The above appropriations are in addition to any user charges that may be established and collected under IC 21-46-3-5. Notwithstanding IC 21-46-3-4, the trustees of Purdue University may approve reasonable charges for testing for pseudorabies.

STATEWIDE TECHNOLOGY

Total Operating Expense	6,468,848	6,468,848
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COUNTY AGRICULTURAL EXTENSION EDUCATORS

Total Operating Expense	7,234,605	7,234,605
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AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS

Total Operating Expense	7,238,961	7,238,961
CENTER FOR PARALYSIS RESEARCH		
Total Operating Expense	522,558	522,558
UNIVERSITY-BASED BUSINESS ASSISTANCE		
Total Operating Expense	1,889,039	1,889,039
FOR INDIANA STATE UNIVERSITY		
Total Operating Expense	67,650,483	67,650,483
Fee Replacement	8,887,196	8,906,871
NURSING PROGRAM		
Total Operating Expense	204,000	204,000
FOR UNIVERSITY OF SOUTHERN INDIANA		
Total Operating Expense	40,109,493	40,109,493
Fee Replacement	10,998,767	12,134,116
HISTORIC NEW HARMONY		
Total Operating Expense	470,414	470,414
FOR BALL STATE UNIVERSITY		
Total Operating Expense	118,723,016	118,723,016
Fee Replacement	14,038,557	14,678,487
ENTREPRENEURIAL COLLEGE		
Total Operating Expense	2,500,000	2,500,000
ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES		
Total Operating Expense	4,273,836	4,273,836
FOR VINCENNES UNIVERSITY		
Total Operating Expense	37,302,378	37,302,378
Fee Replacement	4,176,639	4,869,491
FOR IVY TECH COMMUNITY COLLEGE		
Total Operating Expense	186,417,941	186,417,941
Fee Replacement	29,817,924	30,805,687
VALPO NURSING PARTNERSHIP		
Total Operating Expense	85,411	85,411
FT. WAYNE PUBLIC SAFETY TRAINING CENTER		
Total Operating Expense	1,000,000	1,000,000
FOR THE INDIANA HIGHER EDUCATION TELECOMMUNICATIONS SYSTEM (IHETS)		
Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	491,438	491,438

The above appropriations do not include funds for the course development grant program.

The sums herein appropriated to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, Ivy Tech Community College, and the Indiana Higher Education Telecommunications System (IHETS) are in addition to all income of said institutions and IHETS, respectively, from all permanent fees and endowments and from all land grants, fees, earnings, and receipts, including gifts, grants, bequests, and devises, and receipts from any miscellaneous sales from whatever source derived.

All such income and all such fees, earnings, and receipts on hand June 30, 2011, and all such income and fees, earnings, and receipts accruing thereafter are hereby appropriated to the boards of trustees or directors of the aforementioned institutions and IHETS and may be expended for any necessary expenses of the respective institutions and IHETS, including university hospitals, schools of medicine, nurses' training schools, schools of dentistry, and agricultural extension and experimental stations. However, such income, fees, earnings, and receipts may be used for land and structures only if approved by the governor and the budget agency.

The foregoing appropriations to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, Ivy Tech Community College, and IHETS include the employers' share of Social Security payments for university and IHETS employees under the public employees' retirement fund, or institutions covered by the Indiana state teachers' retirement fund. The funds appropriated also include funding for the employers' share of payments to the public employees' retirement fund and to the Indiana state teachers' retirement fund at a rate to be established by the retirement funds for both fiscal years for each institution and for IHETS employees covered by these retirement plans.

The treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College shall, at the end of each three (3) month period, prepare and file with the auditor of state a financial statement that shall show in total all revenues received from any source, together with a consolidated statement of disbursements for the same period. The budget director shall establish the requirements for the form and substance of the reports.

The reports of the treasurer also shall contain in such form and in such detail as the governor and the budget agency may specify, complete information concerning receipts from all sources, together with any contracts, agreements, or arrangements with any federal agency, private foundation, corporation, or other entity from which such receipts accrue.

All such treasurers' reports are matters of public record and shall include without limitation a record of the purposes of any and all gifts and trusts with the sole exception of the names of those donors who request to remain anonymous.

Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College on the basis of vouchers stating the total amount claimed against each fund or account, or both, but not to exceed the legally made appropriations.

Notwithstanding IC 4-12-1-14, for universities and colleges supported in whole or in part by state funds, grant applications and lists of applications need only be submitted upon request to the budget agency for review and approval or disapproval and, unless disapproved by the budget agency, federal grant funds may be requested and spent without approval by the budget agency. Each institution shall retain the applications for a reasonable period of time and submit a list of all grant applications, at least monthly, to the commission for higher education for informational purposes.

For all university special appropriations, an itemized list of intended expenditures, in such form as the governor and the budget agency may specify, shall be submitted to support the allotment request. All budget requests for university special appropriations shall be furnished in a like manner and as a part of the operating budgets of the state universities.

The trustees of Indiana University, the trustees of Purdue University, the trustees of Indiana State University, the trustees of University of Southern Indiana, the trustees of Ball State University, the trustees of Vincennes University, the trustees of Ivy Tech Community College and the directors of IHETS are hereby authorized to accept federal grants, subject to IC 4-12-1.

Fee replacement funds are to be distributed as requested by each institution, on payment due dates, subject to available appropriations.

**FOR THE MEDICAL EDUCATION BOARD
FAMILY PRACTICE RESIDENCY FUND**

Total Operating Expense	1,909,998	1,909,998
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Of the foregoing appropriations for the medical education board-family practice residency fund, \$1,000,000 each year shall be used for grants for the purpose of improving family practice residency programs serving medically underserved areas.

FOR THE COMMISSION FOR HIGHER EDUCATION

Total Operating Expense	1,255,225	1,255,225
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STATEWIDE TRANSFER WEB SITE

Total Operating Expense	1,047,649	1,047,649
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FOR THE DEPARTMENT OF ADMINISTRATION

ANIMAL DISEASE DIAGNOSTIC LABORATORY LEASE RENTAL

Total Operating Expense	523,363	0
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COLUMBUS LEARNING CENTER LEASE PAYMENT

Total Operating Expense	4,959,000	5,048,000
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FOR THE STATE BUDGET AGENCY

GIGAPOP PROJECT

Build Indiana Fund (IC 4-30-17)

Total Operating Expense	656,158	656,158
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SOUTHERN INDIANA EDUCATIONAL ALLIANCE

Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	1,090,452	1,090,452
DEGREE LINK		
Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	460,245	460,245
The above appropriations shall be used for the delivery of Indiana State University baccalaureate degree programs at Ivy Tech Community College and Vincennes University locations through Degree Link.		
WORKFORCE CENTERS		
Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	732,794	732,794
MIDWEST HIGHER EDUCATION COMPACT		
Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	95,000	95,000
FOR THE STATE STUDENT ASSISTANCE COMMISSION		
Total Operating Expense	912,336	912,336
FREEDOM OF CHOICE GRANTS		
Total Operating Expense	52,429,136	53,369,953
HIGHER EDUCATION AWARD PROGRAM		
Total Operating Expense	153,761,566	156,520,749
NURSING SCHOLARSHIP PROGRAM		
Total Operating Expense	377,179	377,179

For the higher education awards and freedom of choice grants made for the 2011-2013 biennium, the following guidelines shall be used, notwithstanding current administrative rule or practice:

- (1) Financial Need: For purposes of these awards, financial need shall be limited to actual undergraduate tuition and fees for the prior academic year as established by the commission.
- (2) Maximum Base Award: The maximum award shall not exceed the lesser of:
 - (A) eighty percent (80%) of actual prior academic year undergraduate tuition and fees; or
 - (B) eighty percent (80%) of the sum of the highest prior academic year undergraduate tuition and fees at any public institution of higher education and the lowest appropriation per full-time equivalent (FTE) undergraduate student at any public institution of higher education.
- (3) Minimum Award: No actual award shall be less than \$400.
- (4) Award Size: A student's maximum award shall be reduced one (1) time:
 - (A) for dependent students, by the expected contribution from parents based upon information submitted on the financial aid application form; and
 - (B) for independent students, by the expected contribution derived from information submitted on the financial aid application form.
- (5) Award Adjustment: The maximum base award may be adjusted by the commission, for any eligible recipient who fulfills college preparation requirements defined by the commission.
- (6) Adjustment:

(A) If the dollar amounts of eligible awards exceed appropriations and program reserves, all awards may be adjusted by the commission by reducing the maximum award under subdivision (2)(A) or (2)(B).

(B) If appropriations and program reserves are sufficient and the maximum awards are not at the levels described in subdivision (2)(A) and (2)(B), all awards may be adjusted by the commission by proportionally increasing the awards to the maximum award under that subdivision so that parity between those maxima is maintained but not exceeded.

**TUITION AND FEE EXEMPTION FOR CHILDREN OF VETERANS AND
PUBLIC SAFETY OFFICERS (IC 21-14)**

Total Operating Expense	24,496,750	26,619,114
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PART-TIME STUDENT GRANT DISTRIBUTION

Total Operating Expense	7,851,835	7,851,835
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Priority for awards made from the above appropriation shall be given first to eligible students meeting TANF income eligibility guidelines as determined by the family and social services administration and second to eligible students who received awards from the part-time grant fund during the school year associated with the biennial budget year. Funds remaining shall be distributed according to procedures established by the commission. The maximum grant that an applicant may receive for a particular academic term shall be established by the commission but shall in no case be greater than a grant for which an applicant would be eligible under IC 21-12-3 if the applicant were a full-time student. The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

The family and social services administration, division of family resources, shall apply all qualifying expenditures for the part-time grant program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

CONTRACT FOR INSTRUCTIONAL OPPORTUNITIES IN SOUTHEASTERN INDIANA

Total Operating Expense	207,000	207,000
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MINORITY TEACHER SCHOLARSHIP FUND

Total Operating Expense	415,919	415,919
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COLLEGE WORK STUDY PROGRAM

Total Operating Expense	837,719	837,719
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21ST CENTURY ADMINISTRATION

Total Operating Expense	1,892,383	1,892,383
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21ST CENTURY SCHOLAR AWARDS

Total Operating Expense	29,109,298	29,109,298
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The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR 265.

Family and social services administration, division of family resources, shall apply all qualifying expenditures for the 21st century scholars program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

NATIONAL GUARD SCHOLARSHIP

Total Operating Expense	2,806,588	2,806,588
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The above appropriations for national guard scholarship and any program reserves existing on June 30, 2011, shall be the total allowable state expenditure for the program in the 2011-2013 biennium. If the dollar amounts of eligible awards exceed appropriations and program reserves, the state student assistance commission shall develop a plan to ensure that the total dollar amount does not exceed the above appropriations and any program reserves.

B. ELEMENTARY AND SECONDARY EDUCATION

FOR THE DEPARTMENT OF EDUCATION

STATE BOARD OF EDUCATION

Total Operating Expense	3,700,716	3,700,716
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The foregoing appropriations for the Indiana state board of education are for the education roundtable established by IC 20-19-4-2; for the academic standards project to distribute copies of the academic standards and provide teachers with curriculum frameworks; for special evaluation and research projects including national and international assessments; and for state board and roundtable administrative expenses.

SUPERINTENDENT'S OFFICE

From the General Fund

8,495,125	8,495,125
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From the Professional Standards Fund (IC 20-28-2-10)

395,000	395,000
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Augmentation allowed from the Professional Standards Fund.

The amounts specified from the General Fund and the Professional Standards Fund are for the following purposes:

Personal Services	7,260,090	7,260,090
Other Operating Expense	1,630,035	1,630,035

PUBLIC TELEVISION DISTRIBUTION

Total Operating Expense	1,610,000	1,610,000
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The above appropriations are for grants for public television. The Indiana Public Broadcasting Stations, Inc., shall submit a distribution plan for the eight Indiana public education television stations that shall be approved by the budget agency after review by the budget committee. Of the above appropriations, \$230,000 each year shall be distributed equally among all of the public radio stations.

RILEY HOSPITAL

Total Operating Expense	23,715	23,715
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BEST BUDDIES

Total Operating Expense	212,500	212,500
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PERKINS STATE MATCH

Total Operating Expense	494,000	494,000
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MOTORCYCLE OPERATOR SAFETY EDUCATION FUND

Safety Education Fund (IC 20-30-13-11)		
Personal Services	69,015	69,015
Other Operating Expense	915,015	915,015
Augmentation allowed.		

The foregoing appropriations for the motorcycle operator safety education fund are from the motorcycle operator safety education fund created by IC 20-30-13-11.

SCHOOL TRAFFIC SAFETY

Motor Vehicle Highway Account (IC 8-14-1)		
Personal Services	146,750	146,750
Other Operating Expense	105,733	105,733
Augmentation allowed.		

EDUCATION LICENSE PLATE FEES

Education License Plate Fees Fund (IC 9-18-31)		
Total Operating Expense	115,569	115,569

ACCREDITATION SYSTEM

Personal Services	327,512	327,512
Other Operating Expense	395,352	395,352

SPECIAL EDUCATION (S-5)

Total Operating Expense	24,750,000	24,750,000
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The foregoing appropriations for special education are made under IC 20-35-6-2.

SPECIAL EDUCATION EXCISE

Alcoholic Beverage Excise Tax Funds (IC 20-35-4-4)		
Personal Services	137,962	137,962
Other Operating Expense	248,565	248,565
Augmentation allowed.		

CAREER AND TECHNICAL EDUCATION

Personal Services	1,084,381	1,084,381
Other Operating Expense	128,522	128,522

TRANSFER TUITION (STATE EMPLOYEES' CHILDREN AND ELIGIBLE CHILDREN IN MENTAL HEALTH FACILITIES)

Total Operating Expense	7,000	7,000
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The foregoing appropriations for transfer tuition (state employees' children and eligible children in mental health facilities) are made under IC 20-26-11-8 and

TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION

Total Operating Expense	2,403,792	2,403,792
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The foregoing appropriations shall be distributed by the department of education on a monthly basis and in approximately equal payments to special education cooperatives, area career and technical education schools, and other governmental entities that received state teachers' Social Security distributions for certified education personnel (excluding the certified education personnel funded through federal grants) during the fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under the Indiana state teacher's retirement fund, the amount they received during the

2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed is greater than the total appropriation, the department of education shall reduce each entity's distribution proportionately.

DISTRIBUTION FOR TUITION SUPPORT

Total Operating Expense	6,262,800,000	6,308,700,000
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The foregoing appropriations for distribution for tuition support are to be distributed for tuition support, special education programs, career and technical education programs, honors grants, Mitch Daniels early graduation scholarships, and the primetime program in accordance with a statute enacted for this purpose during the 2011 session of the general assembly.

If the above appropriations for distribution for tuition support are more than are required under this SECTION, any excess shall revert to the general fund.

The above appropriations for tuition support shall be made each calendar year under a schedule set by the budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the payments in each calendar year shall equal the amount required under the statute enacted for the purpose referred to above.

The above appropriation for tuition support includes an amount for the department of education to make a special distribution to each school corporation and charter school (other than a virtual charter school). The department shall determine the amount of the distribution for each year as follows:

STEP ONE: Determine the total amount distributed in the year to all individuals for a scholarship under the choice scholarship program described in House Bill 1003-2011 or a similar program for eligible students who enroll in a private school.

STEP TWO: Determine the total amount of state tuition support that all school corporations and charter schools (other than virtual charter schools) would have received in the year if those individuals who received a scholarship and who were enrolled in a public school during the preceding two (2) semesters before first receiving the scholarship had instead remained enrolled in public schools and had not enrolled in private schools.

STEP THREE: Determine the result of:

- (A) the STEP TWO result; minus
- (B) the STEP ONE amount.

STEP FOUR. Determine each school corporation's percentage and each charter school's (other than a virtual charter school) percentage of the total state tuition support that will be distributed to school corporations and charter schools (other than virtual charter schools).

STEP FIVE: Multiply the result determined in STEP THREE by the school corporation's percentage or the charter school's (other than a virtual charter school) percentage determined under STEP FOUR.

If the above appropriations are insufficient to make the full distribution under this provision, the amount each school corporation and charter school (other than a virtual charter school) receives shall be proportionately reduced. The special distributions may be made only after review by the state budget committee and

approval by the budget agency.

DISTRIBUTION FOR SUMMER SCHOOL

Other Operating Expense	18,360,000	18,360,000
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It is the intent of the 2011 general assembly that the above appropriations for summer school shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

EARLY INTERVENTION PROGRAM AND READING DIAGNOSTIC ASSESSMENT

Total Operating Expense	4,012,000	4,012,000
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The above appropriation for the early intervention program may be used for grants to local school corporations for grant proposals for early intervention programs.

The foregoing appropriations may be used by the department for the reading diagnostic assessment and subsequent remedial programs or activities. The reading diagnostic assessment program, as approved by the board, is to be made available on a voluntary basis to all Indiana public and nonpublic school first and second grade students upon the approval of the governing body of school corporations. The board shall determine how the funds will be distributed for the assessment and related remediation. The department or its representative shall provide progress reports on the assessment as requested by the board and the education roundtable.

NATIONAL SCHOOL LUNCH PROGRAM

Total Operating Expense	5,125,000	5,125,000
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MARION COUNTY DESEGREGATION COURT ORDER

Total Operating Expense	14,000,000	10,000,000
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The foregoing appropriations for court ordered desegregation costs are made under order No. IP 68-C-225-S of the United States District Court for the Southern District of Indiana. If the sums herein appropriated are insufficient to enable the state to meet its obligations, then there are hereby appropriated from the state general fund such further sums as may be necessary for such purpose.

CHARTER SCHOOL FACILITIES ASSISTANCE PROGRAM

Charter School Facilities Assistance Fund (IC 20-24-12-4)

Total Operating Expense	8,000,000	9,000,000
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Of the above appropriation, \$8,000,000 shall be transferred in FY 2012 and \$9,000,000 in FY 2013 from the common school fund interest balance to the charter school facilities assistance fund.

TEXTBOOK REIMBURSEMENT

Total Operating Expense	39,000,000	39,000,000
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Before a school corporation or an accredited nonpublic school may receive a distribution under the textbook reimbursement program, the school corporation or accredited nonpublic school shall provide to the department the requirements established in IC 20-33-5-2.

The department shall provide to the family and social services administration (FSSA) all data required for FSSA to meet the data collection reporting requirement in 45 CFR 265. Family and social services administration, division of family resources, shall apply all qualifying expenditures for the textbook reimbursement program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

The foregoing appropriations for textbook reimbursement include the appropriation of the common school fund interest balance that is not appropriated for another purpose. The remainder of the above appropriations are provided from the state general fund.

FULL-DAY KINDERGARTEN

Total Operating Expense	81,900,000	81,900,000
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The above appropriations for full-day kindergarten are available to school corporations and charter schools that apply to the department of education for funding of full-day kindergarten. The amount available to a school corporation or charter school equals the amount appropriated divided by the total full day kindergarten enrollment of all participating school corporations and charter schools (as defined in IC 20-43-1-4) for the current year, and then multiplied by the school corporation's or charter school's full day kindergarten enrollment of eligible pupils (as defined in IC 20-43-1-11) for the current year. However, a school corporation or charter school may not receive more than \$2,500 dollars per student for full day kindergarten. A school corporation or charter school that is awarded a grant must provide to the department of education a financial report stating how the funds were spent. Any unspent funds at the end of the biennium must be returned to the state by the school corporation or charter school.

To provide full day kindergarten programs, a school corporation or charter school that determines there is inadequate space to offer a program in the school corporation's or charter school's existing facilities may offer the program in any suitable space located within the geographic boundaries of the school corporation or, in the case of a charter school, a location that is in the general vicinity of the charter school's existing facilities. A full day kindergarten program offered by a school corporation or charter school must meet the academic standards and other requirements of IC 20.

A school corporation or charter school that receives a grant must meet the academic standards and other requirements of IC 20.

In awarding grants from the above appropriations, the department of education may not refuse to make a grant to a school corporation or reduce the award that would otherwise be made to the school corporation because the school corporation used federal grants or loans, including Title I grants, to fund part or all of the school corporation's full day kindergarten program in a school year before the school year in which the grant will be given or because the school corporation intends to use federal grants or loans, including Title I grants, to fund part of the school corporation's full day kindergarten program in a school year in which the grant will be given.

The state board and department shall provide support to school corporations and charter schools in the development and implementation of child centered and learning

focused programs using the following methods:

(1) Targeting professional development funds to provide teachers in kindergarten through grade 3 education in:

- (A) scientifically proven methods of teaching reading;
- (B) the use of data to guide instruction; and
- (C) the use of age appropriate literacy and mathematics assessments.

(2) Making uniform, predictively valid, observational assessments that:

- (A) provide frequent information concerning the student's progress to the student's teacher; and
- (B) measure the student's progress in literacy;

available to teachers in kindergarten through grade 3. Teachers shall monitor students participating in a program, and the school corporation or charter school shall report the results of the assessments to the parents of a child completing an assessment and to the department.

(3) Undertaking a longitudinal study of students in programs in Indiana to determine the achievement levels of the students in kindergarten and later grades.

The school corporation or charter school may use any funds otherwise allowable under state and federal law, including the school corporation's general fund, any funds available to the charter school, or voluntary parent fees, to provide full day kindergarten programs.

TESTING AND REMEDIATION

Total Operating Expense	46,229,643	46,229,643
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The above appropriations for testing and remediation include funds for graduation exam remediation, the advanced placement program, the College Board or ACT program, and other testing designed to measure college and career readiness as selected by the department of education. The appropriations for the advanced placement program and College Board or ACT program are to provide funding for students of accredited public and nonpublic schools.

Prior to notification of local school corporations of the formula and components of the formula for distributing funds for remediation and graduation exam remediation, review and approval of the formula and components shall be made by the budget agency.

The above appropriation for testing and remediation shall be used by school corporations to provide remediation programs for students who attend public and nonpublic schools. For purposes of tuition support, these students are not to be counted in the average daily membership. Of the above appropriation for testing and remediation, \$500,000 each year shall be used for ACT/SAT test preparation.

NON-ENGLISH SPEAKING PROGRAM

Other Operating Expense	5,000,000	5,000,000
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The above appropriations for the Non-English Speaking Program are for pupils who have a primary language other than English and limited English proficiency, as determined by using a standard proficiency examination that has been approved by the department of education.

The grant amount is two hundred dollars (\$200) per pupil. It is the intent of the 2011 general assembly that the above appropriations for the Non-English Speaking Program shall be the total allowable state expenditure for the program. If the expected distributions are anticipated to exceed the total appropriations for the state fiscal year, the department of education shall reduce each school corporation's distribution proportionately.

GIFTED AND TALENTED EDUCATION PROGRAM

Personal Services	63,349	63,349
Other Operating Expense	12,484,747	12,484,747

DISTRIBUTION FOR ADULT VOCATIONAL EDUCATION

Total Operating Expense	212,500	212,500
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The distribution for adult career and technical education programs shall be made in accordance with the state plan for vocational education.

EXCELLENCE IN PERFORMANCE AWARDS FOR TEACHERS

Total Operating Expense	6,000,000	9,000,000
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The above appropriations may only be used to make grants to school corporations and charter schools to be used to make cash awards to effective and highly effective teachers. The department shall develop a program to administer the program. The program shall include guidelines that permit all school corporations and charter schools to apply for a grant. The guidelines must specify that in order to receive a grant a school must have a system of performance evaluations that meets the requirements of IC 20-28-11.5. The above funds are available for allotment by the budget agency after review by the budget committee.

PRIMETIME

Personal Services	94,115	94,115
Other Operating Expense	70,415	70,415

DRUG FREE SCHOOLS

Total Operating Expense	56,656	56,656
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INNOVATION FUND

Other Operating Expense	2,500,000	2,500,000
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The foregoing appropriation may be used for the Woodrow Wilson teaching fellowship program for new math and science teachers in underserved areas and to support start-up costs to establish New Tech high schools in Indiana. In addition, the above appropriation includes \$50,000 each state fiscal year for the Center for Evaluation and Education Policy.

ALTERNATIVE EDUCATION

Total Operating Expense	6,382,909	6,382,909
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The above appropriation includes funding to provide \$5,000 for each child attending a charter school operated by an accredited hospital specializing in the treatment of alcohol or drug abuse. This funding is in addition to tuition support for the charter school.

The foregoing appropriation for alternative education may be used for dropout prevention

defined under IC 20-20-37.

SENATOR DAVID C. FORD EDUCATIONAL TECHNOLOGY PROGRAM (IC 20-20-13)

Build Indiana Fund (IC 4-30-17)

Total Operating Expense	3,428,969	3,428,969
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The department shall use the funds to make grants to school corporations to promote student learning through the use of technology. Notwithstanding distribution guidelines in IC 20-20-13, the department shall develop guidelines for distribution of the grants. Up to \$200,000 may be used each year to support the operation of the office of the special assistant to the superintendent of public instruction for technology.

PROFESSIONAL STANDARDS DIVISION

From the General Fund

2,766,038	2,766,038
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From the Professional Standards Fund (IC 20-28-2-10)

86,159	86,159
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Augmentation allowed.

The amounts specified from the General Fund and the Professional Standards Fund are for the following purposes:

Personal Services	1,566,944	1,566,944
Other Operating Expense	1,285,253	1,285,253

The above appropriations for the Professional Standards Division do not include funds to pay stipends for mentor teachers.

FOR THE INDIANA STATE TEACHERS' RETIREMENT FUND
POSTRETIREMENT PENSION INCREASES

Other Operating Expense	65,286,000	67,248,000
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The appropriations for postretirement pension increases are made for those benefits and adjustments provided in IC 5-10.4 and IC 5-10.2-5.

TEACHERS' RETIREMENT FUND DISTRIBUTION

Other Operating Expense	660,114,000	679,952,000
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Augmentation allowed.

If the amount actually required under the pre-1996 account of the teachers' retirement fund for actual benefits for the Post Retirement Pension Increases that are funded on a "pay as you go" basis plus the base benefits under the pre-1996 account of the teachers' retirement fund is:

- (1) greater than the above appropriations for a year, after notice to the governor and the budget agency of the deficiency, the above appropriation for the year shall be augmented from the general fund. Any augmentation shall be included in the required pension stabilization calculation under IC 5-10.4; or
- (2) less than the above appropriations for a year, the excess shall be retained in the general fund. The portion of the benefit funded by the annuity account and the actuarially funded Post Retirement Pension Increases shall not be part of this calculation.

C. OTHER EDUCATION

FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD

Personal Services	1,247,479	1,247,479
Other Operating Expense	296,868	296,868
Augmentation allowed.		

FOR THE STATE LIBRARY

Personal Services	2,465,118	2,465,118
Other Operating Expense	459,140	459,140

STATEWIDE LIBRARY SERVICES

Total Operating Expense	1,354,478	1,354,478
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The foregoing appropriations for statewide library services will be used to provide services to libraries across the state. These services may include, but will not be limited to, programs including Wheels, I*Ask, and professional development. The state library shall identify statewide library services that are to be provided by a vendor. Those services identified by the library shall be procured through a competitive process using one (1) or more requests for proposals covering the service.

LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES

Other Operating Expense	36,000	36,000
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ACADEMY OF SCIENCE

Total Operating Expense	7,489	7,489
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FOR THE ARTS COMMISSION

Personal Services	429,822	429,822
Other Operating Expense	2,292,191	2,292,191

The foregoing appropriation to the arts commission includes \$325,000 each year to provide grants under IC 4-23-2.5 to:

(1) the arts organizations that have most recently qualified for general operating support as major arts organizations as determined by the arts commission;
and

(2) the significant regional organizations that have most recently qualified for general operating support as mid-major arts organizations, as determined by the arts commission and its regional re-granting partners.

FOR THE HISTORICAL BUREAU

Personal Services	307,336	307,336
Other Operating Expense	8,468	8,468

HISTORICAL MARKER PROGRAM

Total Operating Expense		21,628
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FOR THE COMMISSION ON PROPRIETARY EDUCATION

Personal Services	250,622	250,622
Other Operating Expense	22,928	22,928

DISTRIBUTIONS

FOR THE AUDITOR OF STATE

GAMING TAX

Total Operating Expense	161,500,000	161,500,000
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2011-229-11

SECTION 11.

The following allocations of federal funds are available for career and technical education under the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et seq. for Career and Technical Education). These funds shall be received by the state board of education, and may be allocated by the budget agency after consultation with the board of education and any other state agencies, commissions, or organizations required by state law. Funds shall be allocated to these agencies in accordance with the allocations specified below:

STATE PROGRAMS AND LEADERSHIP

2,543,246	2,533,482
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SECONDARY VOCATIONAL PROGRAMS

14,238,694	14,182,825
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POSTSECONDARY VOCATIONAL PROGRAMS

8,156,232	8,124,229
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TECHNOLOGY - PREPARATION EDUCATION

2,463,650	2,463,650
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2011-229-12

SECTION 12.

In accordance with IC 20-20-38, the budget agency, with the advice of the board of education and the budget committee, may proportionately augment or reduce an allocation of federal funds made under SECTION 11 of this act.

2011-229-13

SECTION 13.

Utility bills for the month of June, travel claims covering the period June 16 to June 30, payroll for the period of the last half of June, any interdepartmental bills for supplies or services for the month of June, and any other miscellaneous expenses incurred during the period June 16 to June 30 shall be charged to the appropriation for the succeeding year. No interdepartmental bill shall be recorded as a refund of expenditure to any current year allotment account for supplies or services rendered or delivered at any time during the preceding June period.

2011-229-14

SECTION 14.

The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation with the Indiana department of administration, may fix the amount of reimbursement for traveling expenses (other than transportation) for travel within the limits of Indiana. This amount may not exceed actual lodging and miscellaneous expenses incurred. A person in travel status, as defined by the state travel policies and procedures established by the Indiana department of administration and the budget agency, is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal

allowances established by the federal Internal Revenue Service.

All appropriations provided by this act or any other statute, for traveling and hotel expenses for any department, officer, agent, employee, person, trustee, or commissioner, are to be used only for travel within the state of Indiana, unless those expenses are incurred in traveling outside the state of Indiana on trips that previously have received approval as required by the state travel policies and procedures established by the Indiana department of administration and the budget agency. With the required approval, a reimbursement for out-of-state travel expenses may be granted in an amount not to exceed actual lodging and miscellaneous expenses incurred. A person in travel status is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service for properly approved travel within the continental United States and a minimum of \$50 during any twenty-four (24) hour period for properly approved travel outside the continental United States. However, while traveling in Japan, the minimum meal allowance shall not be less than \$90 for any twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum meal allowance shall not be less than \$85 for any twenty-four (24) hour period. While traveling in Singapore, China, Great Britain, Germany, the Netherlands, and France, the minimum meal allowance shall not be less than \$65 for any twenty-four (24) hour period.

In the case of the state supported institutions of postsecondary education, approval for out-of-state travel may be given by the chief executive officer of the institution, or the chief executive officer's authorized designee, for the chief executive officer's respective personnel.

Before reimbursing overnight travel expenses, the auditor of state shall require documentation as prescribed in the state travel policies and procedures established by the Indiana department of administration and the budget agency. No appropriation from any fund may be construed as authorizing the payment of any sum in excess of the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service when used in the discharge of state business. The Indiana department of administration and the budget agency may adopt policies and procedures relative to the reimbursement of travel and moving expenses of new state employees and the reimbursement of travel expenses of prospective employees who are invited to interview with the state.

2011-229-15

SECTION 15.

Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions, and councils who are entitled to a salary per diem is \$50 per day. However, members of boards, commissions, or councils who receive an annual or a monthly salary paid by the state are not entitled to the salary per diem provided in IC 4-10-11-2.1.

2011-229-16

SECTION 16.

No payment for personal services shall be made by the auditor of state unless the payment has been approved by the budget agency or the designee of the budget agency.

2011-229-17

SECTION 17.

No warrant for operating expenses, capital outlay, or fixed charges shall be issued to any department or an institution unless the receipts of the department or institution have been deposited into the state treasury for the month. However, if a department or an institution has more than \$10,000 in daily receipts, the receipts shall be deposited into the state treasury daily.

2011-229-18

SECTION 18.

In case of loss by fire or any other cause involving any state institution or department, the proceeds derived from the settlement of any claim for the loss shall be deposited in the state treasury, and the amount deposited is hereby reappropriated to the institution or department for the purpose of replacing the loss. If it is determined that the loss shall not be replaced, any funds received from the settlement of a claim shall be deposited into the state general fund.

2011-229-19

SECTION 19.

If an agency has computer equipment in excess of the needs of that agency, then the excess computer equipment may be sold under the provisions of surplus property sales, and the proceeds of the sale or sales shall be deposited in the state treasury. The amount so deposited is hereby reappropriated to that agency for other operating expenses of the then current year, if approved by the director of the budget agency.

2011-229-20

SECTION 20.

If any state penal or benevolent institution other than the Indiana state prison, Pendleton correctional facility, or Putnamville correctional facility shall, in the operation of its farms, produce products or commodities in excess of the needs of the institution, the surplus may be sold through the division of industries and farms, the director of the supply division of the Indiana department of administration, or both. The proceeds of any such sale or sales shall be deposited in the state treasury. The amount deposited is hereby reappropriated to the institution for expenses of the then current year if approved by the director of the budget agency. The exchange between state penal and benevolent institutions of livestock for breeding purposes only is hereby authorized at valuations agreed upon between the superintendents or wardens of the institutions. Capital outlay expenditures may be made from the institutional industries and farms revolving fund if approved by the budget agency and the governor.

2011-229-21

SECTION 21.

This act does not authorize any rehabilitation and repairs to any state buildings, nor does it allow that any obligations be incurred for lands and structures, without the prior approval of the budget director or the director's designee. This SECTION does not apply to contracts for the state universities supported in whole or in part by state funds.

2011-229-22

SECTION 22.

If an agency has an annual appropriation fixed by law, and if the agency also receives

an appropriation in this act for the same function or program, the appropriation in this act supersedes any other appropriations and is the total appropriation for the agency for that program or function.

2011-229-23

SECTION 23.

The balance of any appropriation or funds heretofore placed or remaining to the credit of any division of the state of Indiana, and any appropriation or funds provided in this act placed to the credit of any division of the state of Indiana, the powers, duties, and functions whereof are assigned and transferred to any department for salaries, maintenance, operation, construction, or other expenses in the exercise of such powers, duties, and functions, shall be transferred to the credit of the department to which such assignment and transfer is made, and the same shall be available for the objects and purposes for which appropriated originally.

2011-229-24

SECTION 24.

The director of the division of procurement of the Indiana department of administration, or any other person or agency authorized to make purchases of equipment, shall not honor any requisition for the purchase of an automobile that is to be paid for from any appropriation made by this act or any other act, unless the following facts are shown to the satisfaction of the commissioner of the Indiana department of administration or the commissioner's designee:

- (1) In the case of an elected state officer, it shall be shown that the duties of the office require driving about the state of Indiana in the performance of official duty.
- (2) In the case of department or commission heads, it shall be shown that the statutory duties imposed in the discharge of the office require traveling a greater distance than one thousand (1,000) miles each month or that they are subject to official duty call at all times.
- (3) In the case of employees, it shall be shown that the major portion of the duties assigned to the employee require travel on state business in excess of one thousand (1,000) miles each month, or that the vehicle is identified by the agency as an integral part of the job assignment.

In computing the number of miles required to be driven by a department head or an employee, the distance between the individual's home and office or designated official station is not to be considered as a part of the total. Department heads shall annually submit justification for the continued assignment of each vehicle in their department, which shall be reviewed by the commissioner of the Indiana department of administration, or the commissioner's designee. There shall be an insignia permanently affixed on each side of all state owned cars, designating the cars as being state owned. However, this requirement does not apply to state owned cars driven by elected state officials or to cases where the commissioner of the Indiana department of administration or the commissioner's designee determines that affixing insignia on state owned cars would hinder or handicap the persons driving the cars in the performance of their official duties.

2011-229-25

SECTION 25.

When budget agency approval or review is required under this act, the budget agency may refer to the budget committee any budgetary or fiscal matter for an advisory

recommendation. The budget committee may hold hearings and take any actions authorized by IC 4-12-1-11, and may make an advisory recommendation to the budget agency.

2011-229-26

SECTION 26.

The governor of the state of Indiana is solely authorized to accept on behalf of the state any and all federal funds available to the state of Indiana. Federal funds received under this SECTION are appropriated for purposes specified by the federal government, subject to allotment by the budget agency. The provisions of this SECTION and all other SECTIONS concerning the acceptance, disbursement, review, and approval of any grant, loan, or gift made by the federal government or any other source to the state or its agencies and political subdivisions shall apply, notwithstanding any other law.

2011-229-27

SECTION 27.

Federal funds received as revenue by a state agency or department are not available to the agency or department for expenditure until allotment has been made by the budget agency under IC 4-12-1-12(d).

2011-229-28

SECTION 28.

A contract or an agreement for personal services or other services may not be entered into by any agency or department of state government without the approval of the budget agency or the designee of the budget director.

2011-229-29

SECTION 29.

Except in those cases where a specific appropriation has been made to cover the payments for any of the following, the auditor of state shall transfer, from the personal services appropriations for each of the various agencies and departments, necessary payments for Social Security, public employees' retirement, health insurance, life insurance, and any other similar payments directed by the budget agency.

2011-229-30

SECTION 30.

Subject to SECTION 25 of this act as it relates to the budget committee, the budget agency with the approval of the governor may withhold allotments of any or all appropriations contained in this act for the 2011-2013 biennium, if it is considered necessary to do so in order to prevent a deficit financial situation.

2011-229-31

SECTION 31.

CONSTRUCTION

For the 2011-2013 biennium, the following amounts, from the funds listed as follows, are hereby appropriated to provide for the construction, reconstruction, rehabilitation, repair, purchase, rental, and sale of state properties, capital lease rentals, and the purchase and sale of land, including equipment for such properties and other projects

as specified.

State General Fund - Lease Rentals	465,097,245
State General Fund - Construction	66,950,840
State Police Building Commission Fund (IC 9-29-1-4)	5,012,998
Law Enforcement Academy Building Fund (IC 5-2-1-13(a))	830,727
Cigarette Tax Fund (IC 6-7-1-29.1)	3,600,000
Veterans' Home Building Fund (IC 10-17-9-7)	6,739,557
Postwar Construction Fund (IC 7.1-4-8-1)	34,798,599
Regional Health Care Construction Account (IC 4-12-8.5)	21,861,105
Build Indiana Fund (IC 4-30-17)	3,400,000
State Highway Fund (IC 8-23-9-54)	25,000,000
TOTAL	633,291,071

The allocations provided under this SECTION are made from the state general fund, unless specifically authorized from other designated funds by this act. The budget agency, with the approval of the governor, in approving the allocation of funds pursuant to this SECTION, shall consider, as funds are available, allocations for the following specific uses, purposes, and projects:

A. GENERAL GOVERNMENT

FOR THE STATE BUDGET AGENCY

Health and Safety Contingency Fund	5,000,000
Aviation Technology Center	2,222,863
Airport Facilities Lease	43,778,704
Stadium Lease Rental	172,762,732
Convention Center Lease Rental	50,323,534

DEPARTMENT OF ADMINISTRATION - PROJECTS

Preventive Maintenance	7,841,835
Repair and Rehabilitation	1,121,250

DEPARTMENT OF ADMINISTRATION - LEASES

General Fund

Lease - Government Center North	33,875,765
Lease - Government Center South	25,923,323
Lease - State Museum	16,037,296
Lease - McCarty Street Warehouse	1,564,000
Lease - Parking Garages	7,367,193
Lease - Toxicology Lab	10,424,212

Lease - Wabash Valley Correctional	16,879,348
Lease - Miami Correctional	47,549,595
Lease - Pendleton Juvenile Correctional	9,679,060
Lease - New Castle Correctional	26,709,620
Postwar Construction Fund (IC 7.1-4-8-1)	
Lease - Rockville Correctional	11,160,288
Regional Health Care Construction Account (IC 4-12-8.5)	
Lease - Evansville State Hospital	6,067,971
Lease - Southeast Regional Treatment	9,412,548
Lease - Logansport State Hospital	6,380,586

B. PUBLIC SAFETY

(1) LAW ENFORCEMENT

INDIANA STATE POLICE

State Police Building Commission Fund (IC 9-29-1-4)	
Preventive Maintenance	1,266,998
Patrol Vehicles	3,000,000
Repair and Rehabilitation	746,000

LAW ENFORCEMENT TRAINING BOARD

Law Enforcement Academy Building Fund (IC 5-2-1-13(a))	
Preventive Maintenance	330,727
Repair and Rehabilitation	500,000

ADJUTANT GENERAL

Preventive Maintenance	250,000
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(2) CORRECTIONS

DEPARTMENT OF CORRECTION - PROJECTS

Preventive Maintenance	76,828
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STATE PRISON

Preventive Maintenance	954,492
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	3,498,000

PENDLETON CORRECTIONAL FACILITY

Preventive Maintenance	1,257,064
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	3,715,000

WOMEN'S PRISON

Preventive Maintenance	322,804
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	212,500

NEW CASTLE CORRECTIONAL FACILITY

Preventive Maintenance	350,388
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	365,000

PUTNAMVILLE CORRECTIONAL FACILITY

Preventive Maintenance	864,822
Postwar Construction Fund (IC 7.1-4-8-1)	
Construct New Fire Station	250,000

Repair and Rehabilitation	1,570,000
INDIANAPOLIS RE-ENTRY EDUCATION FACILITY	
Preventive Maintenance	538,832
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	291,000
BRANCHVILLE CORRECTIONAL FACILITY	
Preventive Maintenance	272,932
WESTVILLE CORRECTIONAL FACILITY	
Preventive Maintenance	806,330
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	2,300,000
ROCKVILLE CORRECTIONAL FACILITY	
Preventive Maintenance	357,296
PLAINFIELD CORRECTIONAL FACILITY	
Preventive Maintenance	663,704
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	966,000
RECEPTION AND DIAGNOSTIC CENTER	
Preventive Maintenance	214,464
Postwar Construction Fund (IC 7.1-4-8-1)	
Fire Egress Stairwells	400,000
Repair and Rehabilitation	342,000
CORRECTIONAL INDUSTRIAL FACILITY	
Preventive Maintenance	584,172
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	1,026,000
WABASH VALLEY CORRECTIONAL FACILITY	
Preventive Maintenance	608,820
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	160,000
CHAIN O' LAKES CORRECTIONAL FACILITY	
Preventive Maintenance	76,828
Postwar Construction Fund (IC 7.1-4-8-1)	
Construct New Maintenance Building	180,000
Construct New Dormitory	320,000
MADISON CORRECTIONAL FACILITY	
Preventive Maintenance	1,000,000
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	90,000
MIAMI CORRECTIONAL FACILITY	
Preventive Maintenance	664,560
CAMP SUMMIT CORRECTIONAL FACILITY	
Preventive Maintenance	200,000
EDINBURGH CORRECTIONAL FACILITY	
Preventive Maintenance	200,000
HENRYVILLE CORRECTIONAL FACILITY	
Preventive Maintenance	100,000
PENDLETON JUVENILE CORRECTIONAL FACILITY	
Preventive Maintenance	228,738
NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY	
Preventive Maintenance	200,000

SOUTH BEND JUVENILE CORRECTIONAL FACILITY

Preventive Maintenance	134,280
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C. CONSERVATION AND ENVIRONMENT

DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION

Preventive Maintenance	206,400
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Repair and Rehabilitation	697,500
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FISH AND WILDLIFE

Preventive Maintenance	2,679,158
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Repair and Rehabilitation	1,020,000
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FORESTRY

Preventive Maintenance	2,087,400
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Repair and Rehabilitation	1,636,000
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MUSEUMS AND HISTORIC SITES

Preventive Maintenance	881,650
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Repair and Rehabilitation	1,117,317
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NATURE PRESERVES

Preventive Maintenance	229,500
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Repair and Rehabilitation	818,972
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OUTDOOR RECREATION

Preventive Maintenance	52,000
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Repair and Rehabilitation	238,645
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STATE PARKS AND RESERVOIR MANAGEMENT

Preventive Maintenance	3,079,350
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Repair and Rehabilitation	10,574,996
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State Parks Bond Payments	941,028
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Falls of the Ohio Lease	364,000
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Cigarette Tax Fund (IC 6-7-1-29.1)

Preventive Maintenance	3,600,000
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DIVISION OF WATER

Preventive Maintenance	155,000
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Repair and Rehabilitation	4,064,000
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ENFORCEMENT

Preventive Maintenance	457,660
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Repair and Rehabilitation	435,574
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STATE MUSEUM

Preventive Maintenance	763,428
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ENTOMOLOGY

Repair and Rehabilitation	500,000
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WAR MEMORIALS COMMISSION

Preventive Maintenance	1,234,000
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Repair and Rehabilitation	1,142,000
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KANKAKEE RIVER BASIN COMMISSION

Build Indiana Fund (IC 4-30-17)

Repair and Rehabilitation	1,000,000
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D. TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

State Highway Fund (IC 8-23-9-54)

Buildings and Grounds	25,000,000
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The above appropriations for highway buildings and grounds may be used for land acquisition, site development, construction and equipping of new highway facilities and for maintenance, repair, and rehabilitation of existing state highway facilities after review by the budget committee.

AIRPORT DEVELOPMENT

Build Indiana Fund (IC 4-30-17)

Airport Development	2,400,000
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The foregoing allocation for the Indiana department of transportation is for airport development and shall be used for the purpose of assisting local airport authorities and local units of governments in matching available federal funds under the airport improvement program and for matching federal grants for airport planning and for the other airport studies. Matching grants of aid shall be made in accordance with the approved annual capital improvements program of the Indiana department of transportation and with the approval of the governor and the budget agency.

E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION

FSSA - DIVISION OF MENTAL HEALTH

Postwar Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation	1,800,000
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EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER

Preventive Maintenance	45,000
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Postwar Construction Fund (IC 7.1-4-8-1)

Generator	121,000
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Sprinkler System	96,800
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Repair and Rehabilitation	102,916
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EVANSVILLE STATE HOSPITAL

Preventive Maintenance	783,925
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Postwar Construction Fund (IC 7.1-4-8-1)

Security/Surveillance Cameras	680,000
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Repair and Rehabilitation	245,500
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MADISON STATE HOSPITAL

Preventive Maintenance	928,208
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LOGANSPOUT STATE HOSPITAL

Preventive Maintenance	863,144
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Postwar Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation	591,700
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RICHMOND STATE HOSPITAL

Preventive Maintenance	1,100,000
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Postwar Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation	1,681,852
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LARUE CARTER MEMORIAL HOSPITAL

Preventive Maintenance	1,833,118
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Postwar Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation	1,010,000
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(2) PUBLIC HEALTH

SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED

Preventive Maintenance 565,714

Postwar Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation 750,320

SCHOOL FOR THE DEAF

Preventive Maintenance 565,714

Postwar Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation 872,723

(3) VETERANS' AFFAIRS

INDIANA VETERANS' HOME

Veterans' Home Building Fund (IC 10-17-9-7)

Preventive Maintenance 1,500,000

Repair and Rehabilitation 5,239,557

2011-229-32

SECTION 32.

The budget agency may employ one (1) or more architects or engineers to inspect construction, rehabilitation, and repair projects covered by the appropriations in this act or previous acts.

2011-229-33

SECTION 33.

If any part of a construction or rehabilitation and repair appropriation made by this act or any previous acts has not been allotted or encumbered before the expiration of the two-year budget period (as defined in IC 4-12-1-2), the budget agency may determine that the balance of the appropriation is not available for allotment.

The appropriation may be terminated, and the balance may revert to the fund from which the original appropriation was made.

2011-229-34

SECTION 34.

The budget agency may retain balances in the mental health fund at the end of any fiscal year to ensure there are sufficient funds to meet the service needs of the developmentally disabled and the mentally ill in any year.

2011-229-35

SECTION 35.

If the budget director determines at any time during the biennium that the executive branch of state government cannot meet its statutory obligations due to insufficient funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with the approval of the governor and after review by the budget committee, may transfer from the counter-cyclical revenue and economic stabilization fund to the general fund any additional amount necessary to maintain a positive balance in the general fund.

2011-229-36

SECTION 36. [EFFECTIVE JULY 1, 2011] (a) The budget agency shall require reversions of:

(1) thirty million dollars (\$30,000,000) to be made from state general fund appropriations in the state fiscal year ending June 30, 2012; and

(2) thirty million dollars (\$30,000,000) to be made from state general fund appropriations in the state fiscal year ending June 30, 2013.

(b) This SECTION expires July 1, 2013.

2011-229-277

SECTION 277. (a) The budget agency shall cause fifty million dollars (\$50,000,000) to be transferred from the public depository insurance fund to the state general fund in the state fiscal year beginning July 1, 2003, and ending June 30, 2004, with the following conditions:

(1) The transfer required under this SECTION is an interest free loan from the public depository insurance fund to the state general fund.

(2) If before January 1, 2023, the governor, on the advice of the budget agency, makes a determination that the general fund has a balance sufficient to repay the loan, the budget agency shall establish a repayment plan under which the loan is repaid either in one (1) installment or in a number of installments determined by the budget agency. Money sufficient to make the installments under a repayment plan established under this subsection is appropriated from the general fund.

(3) If the governor, on the advice of the budget agency, has not made a determination prior to January 1, 2023, to repay the interest free loan to the public depository insurance fund, the budget agency shall include a request for funds to repay the loan in the budget agency budget request submitted to the 2023 session of the general assembly.

(b) The budget agency shall cause the following transfers to be made from the specified funds to the state general fund in the specified state fiscal years:

(1) Two million dollars (\$2,000,000) from the industrial industries fund in the state fiscal year beginning July 1, 2003, and ending June 20, 2004.

(2) Two million four hundred thousand dollars (\$2,400,000) from the industrial industries fund in the state fiscal year beginning July 1, 2004, and ending June 30, 2005.

(3) Two million five hundred thousand dollars (\$2,500,000) from the administrative services fund in the state fiscal year beginning July 1, 2004, and ending June 30, 2005.

(c) This SECTION expires July 1, 2023.

2011-229-278

SECTION 278. (a) As used in this SECTION, "division" refers to the division of disability and rehabilitative services established by IC 12-9-1-1.

(b) As used in this SECTION, "office" refers to the office of Medicaid policy and planning established by IC 12-8-6-1.

(c) As used in this SECTION, "waiver" refers to any waiver administered by the office and the division under section 1915(c) of the federal Social Security Act.

(d) Before October 1, 2011, the office shall apply to the United States Department of Health and Human Services for approval to amend a waiver to set an emergency placement priority for individuals in the following situations:

(1) Death of a primary caregiver where alternative placement in a supervised group living setting:

(A) is not available; or

(B) is determined by the division to be an inappropriate option.

(2) A situation in which:

(A) the primary caregiver is at least eighty (80) years of age; and

(B) alternate placement in a supervised group living setting is not available or is determined by the division to be an inappropriate option.

(3) There is evidence of abuse or neglect in the current institutional or home placement, and alternate placement in a supervised group living setting is not available or is determined by the division to be an inappropriate option.

(4) There are other health and safety risks, as determined by the division director, and alternate placement in a supervised group living setting is not available or is determined by the division to be an inappropriate option.

(e) The division shall report on a quarterly basis the following information to the division of disability and rehabilitative services advisory council established by IC 12-9-4-2 concerning each Medicaid waiver for which the office has been approved under this section to administer an emergency placement priority for individuals described in this section:

(1) The number of applications for emergency placement priority waivers.

(2) The number of individuals served on the waiver.

(3) The number of individuals on a wait list for the waiver.

(f) The office may adopt rules under IC 4-22-2 necessary to implement this SECTION.

(g) This SECTION expires July 1, 2016.

2011-229-279

SECTION 279. (a) As used in this SECTION, "continuing care retirement community" means a health care facility that:

(1) provides independent living services and health facility services in a campus setting with common areas;

(2) holds continuing care agreements with at least twenty-five percent (25%) of its residents (as defined in IC 23-2-4-1);

(3) uses the money from the agreements described in subdivision (2) to provide services to the resident before the resident may be eligible for Medicaid under IC 12-15; and

(4) meets the requirements of IC 23-2-4.

(b) As used in this SECTION, "health facility" refers to a health facility that is licensed under IC 16-28 as a comprehensive care facility.

(c) As used in this SECTION, "nursing facility" means a health facility that is certified for participation in the federal Medicaid program under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

(d) As used in this SECTION, "office" refers to the office of Medicaid policy and planning established by IC 12-8-6-1.

(e) After July 31, 2003, and before August 1, 2011, the office shall collect a quality assessment from each health facility under this SECTION. The office shall offset the collection of the assessment for a health facility:

(1) against a Medicaid payment to the health facility by the office;
or

(2) in another manner determined by the office.

(f) The office shall implement the waiver approved by the United States Centers for Medicare and Medicaid Services that provides for an exemption from collection of a quality assessment from the following:

(1) A continuing care retirement community as follows:

(A) A continuing care retirement community that was registered with the securities commissioner as a continuing care retirement community on January 1, 2007, is not required to meet the definition of a continuing care retirement community in subsection (a).

(B) A continuing care retirement community that, for the period January 1, 2007, through June 30, 2009, operates independent living units, at least twenty-five percent (25%) of which are provided under contracts that require the payment of a minimum entrance fee of at least twenty-five thousand dollars (\$25,000).

(C) An organization registered under IC 23-2-4 before July 1, 2009, that provides housing in an independent living unit for a religious order.

(D) A continuing care retirement community that meets the definition set forth in subsection (a).

(2) A hospital based health facility.

(3) The Indiana Veterans' Home.

Any revision to the state plan amendment or waiver request under this subsection is subject to and must comply with the provisions of this SECTION.

(g) If the United States Centers for Medicare and Medicaid Services determines not to approve payments under this SECTION using the methodology described in subsections (d) and (e), the office shall revise the state plan amendment and waiver request submitted under this SECTION as soon as possible to demonstrate compliance with 42 CFR 433.68(e)(2)(ii) and to provide for collection of a quality assessment from health facilities effective August 1, 2003.

(h) The money collected from the quality assessment may be used only to pay the state's share of the costs for Medicaid services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et

seq.) as follows:

(1) At the following percentages when the state's regular federal medical assistance percentage (FMAP) applies, excluding the time frame in which the adjusted FMAP is provided to the state by the federal American Recovery and Reinvestment Act of 2009:

(A) Twenty percent (20%) as determined by the office.

(B) Eighty percent (80%) to nursing facilities.

(2) At the following percentages when the state's federal medical assistance percentage (FMAP) is adjusted by the federal American Recovery and Reinvestment Act of 2009:

(A) Forty percent (40%) as determined by the office.

(B) Sixty percent (60%) to nursing facilities.

(i) After:

(1) the amendment to the state plan and waiver request submitted under this SECTION is approved by the United States Centers for Medicare and Medicaid Services; and

(2) the office calculates and begins paying enhanced reimbursement rates set forth in this SECTION;

the office shall begin the collection of the quality assessment set under this SECTION. The office may establish a method to allow a facility to enter into an agreement to pay the quality assessment collected under this SECTION subject to an installment plan.

(j) If federal financial participation becomes unavailable to match money collected from the quality assessments for the purpose of enhancing reimbursement to nursing facilities for Medicaid services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.), the office shall cease collection of the quality assessment under this SECTION.

(k) To implement this SECTION, the office shall adopt rules under IC 4-22-2.

(l) Not later than July 1, 2003, the office shall do the following:

(1) Request the United States Department of Health and Human Services under 42 CFR 433.72 to approve waivers of 42 CFR 433.68(c) and 42 CFR 433.68(d) by demonstrating compliance with 42 CFR 433.68(e)(2)(ii).

(2) Submit any state Medicaid plan amendments to the United States Department of Health and Human Services that are necessary to implement this SECTION.

(m) After approval of the waivers and state Medicaid plan amendment applied for under this SECTION, the office shall implement this SECTION effective July 1, 2003.

(n) The select joint commission on Medicaid oversight, established by IC 2-5-26-3, shall review the implementation of this SECTION.

(o) A nursing facility or a health facility may not charge the facility's residents for the amount of the quality assessment that the facility pays under this SECTION.

(p) The office may withdraw a state plan amendment submitted under this SECTION only if the office determines that failure to withdraw the state plan amendment will result in the expenditure of state funds not funded by the quality assessment.

(q) If a health facility fails to pay the quality assessment under this SECTION not later than ten (10) days after the date the payment is due, the health facility shall pay interest on the quality assessment at the same rate as determined under IC 12-15-21-3(6)(A).

(r) The office shall report to the state department of health each nursing facility and each health facility that fails to pay the quality assessment under this SECTION not later than one hundred twenty (120) days after payment of the quality assessment is due.

(s) The state department of health shall do the following:

(1) Notify each nursing facility and each health facility reported under subsection (r) that the nursing facility's or health facility's license under IC 16-28 will be revoked if the quality assessment is not paid.

(2) Revoke the nursing facility's or health facility's license under IC 16-28 if the nursing facility or the health facility fails to pay the quality assessment.

(t) An action taken under subsection (s)(2) is governed by:

(1) IC 4-21.5-3-8; or

(2) IC 4-21.5-4.

(u) The office shall report the following information to the select joint commission on Medicaid oversight established by IC 2-5-26-3 at every meeting of the commission:

(1) Before the quality assessment is approved by the United States Centers for Medicare and Medicaid Services:

(A) an update on the progress in receiving approval for the quality assessment; and

(B) a summary of any discussions with the United States Centers for Medicare and Medicaid Services.

(2) After the quality assessment has been approved by the United States Centers for Medicare and Medicaid Services:

(A) an update on the collection of the quality assessment;

(B) a summary of the quality assessment payments owed by a nursing facility or a health facility; and

(C) any other relevant information related to the implementation of the quality assessment.

(v) This SECTION expires August 1, 2011.

2011-229-280

SECTION 280. (a) The Council of State Governments is exempt from the gross retail and use taxes imposed under IC 6-2.5 for any transaction in which food or beverage is furnished, prepared, or served to any person under a contract with the Council of State Governments in connection with the sixty-sixth annual meeting of the Midwestern Legislative Conference to be held in July 2011. A caterer or other contractor is not required to collect or remit taxes under IC 6-2.5 or IC 6-9 for a transaction that is exempt under this SECTION. If the Council of State Governments provides an exemption certificate issued under IC 6-2.5 to a caterer or other contractor for a transaction that is exempt under this SECTION, the caterer or other contractor shall not collect or remit any taxes that would otherwise be imposed under

IC 6-2.5 or IC 6-9 for the transaction.

(b) The exemption provided under this SECTION does not apply to any purchase by attendees that is not paid for directly by the Council of State Governments.

(c) The general assembly finds that:

(1) the general assembly is a member of the Council of State Governments and the host for the Midwestern Legislative Conference to be held in July 2011;

(2) notwithstanding the exemptions provided in this SECTION, the sixty-sixth annual meeting of the Midwestern Legislative Conference will generate a significant economic impact for Indiana and additional revenues from taxes affected by this SECTION; and

(3) the exemptions provided in this SECTION will not reduce or adversely affect the levy and collection of taxes pledged to the payment of bonds, notes, leases, or subleases payable from those taxes.

(d) This SECTION expires September 1, 2011.

2011-229-281

SECTION 281. (a) The following definitions apply to this SECTION:

(1) "Committee" refers to the hospital assessment fee committee established by this SECTION.

(2) "Fee" refers to the hospital assessment fee authorized by this SECTION.

(3) "Fee period" means the two (2) year state fiscal year period beginning July 1, 2011, and ending June 30, 2013.

(4) "Hospital" means an entity that meets the definition set forth in IC 16-18-2-179(b) and is licensed under IC 16-21-2. This term may include a private psychiatric hospital licensed under IC 12-25. The term does not include the following:

(A) A state mental health institution operated under IC 12-24-1-3.

(B) A hospital:

(i) designated by the Medicaid program as a long term care hospital;

(ii) that has an average inpatient length of stay that is greater than twenty-five (25) days, as determined by the office of Medicaid policy and planning under the Medicaid program;

(iii) that is a Medicare certified, freestanding rehabilitation hospital; or

(iv) that is a hospital operated by the federal government.

(5) "Office" refers to the office of Medicaid policy and planning established by IC 12-8-6-1.

(b) Subject to subsections (c) and (g), the office may charge a hospital assessment fee to hospitals under this SECTION during the fee period if the following conditions are met:

(1) The fee may be used only for the purposes described in subsections (h)(1), (k), (m), and (p).

(2) The Medicaid state plan amendments and waiver requests required for the implementation of this SECTION are submitted by the office to the United States Department of Health and Human Services before October 1, 2011.

(3) The United States Department of Health and Human Services approves the Medicaid state plan amendments and waiver requests described in subdivision (2) not later than October 1, 2012, and with a retroactive implementation of July 1, 2011.

(4) The funds generated from the fee do not revert to the general fund.

(c) The office shall stop collecting a fee, the programs described in subsection (f) shall be reconciled and terminated, and the operation of subsection (m) shall end if any of the following occur:

(1) An appellate court makes a final determination that either:

(A) the fee described in this SECTION; or

(B) any of the programs described in subsection (f);
cannot be implemented or maintained.

(2) The United States Department of Health and Human Services makes a final determination that the Medicaid state plan amendments or waivers submitted under subsection (b) are not approved or cannot be validly implemented.

(3) The fee is not collected because of circumstances described in subsection (i).

(d) The office shall keep records of the fees collected by the office and report the amount of fees collected under this SECTION. The office may not assess a fee described in this SECTION to a hospital after the fee period.

(e) The hospital assessment fee committee is established. The committee consists of the following four (4) voting members:

(1) The secretary of family and social services established by IC 12-8-1-1 or the secretary's designee, who shall serve as the chair of the committee.

(2) The budget director or the budget director's designee.

(3) Two (2) members appointed by the governor from a list of at least four (4) individuals submitted by the Indiana hospital association.

The committee shall review any Medicaid state plan amendments, waiver requests, or any revisions to any Medicaid state plan amendments or waiver requests, to implement or continue the implementation of this SECTION for the purpose of establishing favorable review of the amendments, requests, and revisions by the United States Department of Health and Human Services. The committee shall meet at the call of the chair. The members shall serve without compensation. A quorum consists of at least three (3) members. An affirmative vote of at least three (3) members of the committee are necessary to approve Medicaid state plan amendments or waiver requests.

(f) Subject to subsection (g), the office shall develop the following programs designed to increase, to the extent allowable under federal law, Medicaid reimbursement for inpatient and outpatient hospital

services provided by a hospital during the fee period to Medicaid recipients:

(1) A program concerning reimbursement for the Medicaid fee-for-service program that, in the aggregate, will result in payments equivalent to the level of reimbursement that would be paid under federal Medicare payment principles.

(2) A program concerning reimbursement for the Medicaid risk based managed care program that, in the aggregate, will result in payments equivalent to the level of reimbursement that would be paid under federal Medicare payment principles.

(g) The office shall not submit to the United States Department of Health and Human Services any Medicaid state plan amendments, waiver requests, or any revisions to any Medicaid state plan amendments or waiver requests, to implement or continue the implementation of this SECTION until the committee has reviewed and approved the amendments, waivers, or revisions described in this subsection and submitted a written report to the state budget committee concerning the amendments, waivers, or revisions described in this subsection, including the following:

(1) The methodology to be used by the office in calculating the increased Medicaid reimbursement under the programs described in subsection (f).

(2) The methodology to be used by the office in calculating, imposing, collecting, or any other matter relating to the fee authorized by this SECTION.

(3) The determination of Medicaid disproportionate share allotments for the fee period under subsection (m) that are to be funded by the fee authorized by this SECTION, including the formula for distributing the Medicaid disproportionate share payments.

(4) The distribution to private psychiatric institutions under subsection (o).

(h) This subsection applies to the programs described in subsection (f). The state share dollars for the programs shall consist of the following:

(1) Fees paid under this SECTION.

(2) The hospital care for the indigent funds allocated under subsection (l).

(3) Other sources of state share dollars available to the office, excluding intergovernmental transfers of funds made by or on behalf of a hospital.

The money described in subdivisions (1) and (2) may be used only to fund the portion of the payments that are in excess to the Medicaid reimbursement rates in effect on June 30, 2011.

(i) This subsection applies to the programs described in subsection (f). If the state is unable to maintain the funding under subsection (h)(3) for the payments at Medicaid reimbursement levels in effect on June 30, 2011, because of budgetary constraints, the office shall reduce inpatient and outpatient hospital Medicaid reimbursement rates under subsection (f)(1) or (f)(2) or request from the committee and the United

States Department of Health and Human Services to increase the fee to prevent a decrease in Medicaid reimbursement for hospital services. If the:

- (1) committee:
 - (A) does not approve a reimbursement reduction; or
 - (B) does not approve an increase in the fee; or
- (2) the United States Department of Health and Human Services does not approve an increase in the fee;

the office shall cease to collect the fee and the programs described in subsection (f) shall end.

(j) Before August 1, 2011, the office, after review by the committee, shall submit to the budget committee established under IC 4-12-1-3 a written report that includes the following concerning the program described in subsection (f)(2):

- (1) A reasonable estimate of the Medicaid managed care organization payments for hospital services during the fee period that will be attributable to state share dollars resulting from the fee to be collected under this SECTION. The estimate may not include payments for services provided to:
 - (A) adults enrolled in the Indiana check-up plan established by IC 12-15-44.2; or
 - (B) individuals enrolled in Medicaid who would have been receiving services under the Medicaid fee-for-service program before changes to state or federal law or policies that occur after March 1, 2011.
- (2) The extent to which payments under the program will be limited by or otherwise affected by the Indiana "Special Terms and Conditions" Medicaid demonstration project (Number 11-W-00237/5), including any:
 - (A) trend rate amount or percentage;
 - (B) per member per month amount; or
 - (C) other limitations established by this demonstration project.
- (3) Detailed explanations of any estimates, calculations, and conclusions included in the report.

(k) This subsection is effective upon implementation of the fee. The hospital Medicaid fee fund is established for the purpose of holding fees collected under this SECTION that are not necessary to match federal funds. The office shall administer the fund. Money in the fund at the end of a state fiscal year does not revert to the state general fund. However, money remaining in the fund after June 30, 2012, shall be used for the payments described in subsections (f) and (m). Any money not required for the payments described in subsections (f) and (m) upon the expiration of this SECTION or at the cessation of collection of the fee under subsection (c) shall be distributed to the hospitals on a pro rata basis based upon the fees paid by each hospital.

- (l) This subsection:
 - (1) is effective upon implementation of the fee authorized by this SECTION; and
 - (2) does not apply to funds under IC 12-16-17.

Notwithstanding any other law, the portion of the amounts appropriated

for or transferred to the hospital care for the indigent program for the fee period that are not required to be paid to the office by law shall be used exclusively as state share dollars for the payments described in subsections (f) and (m). Any hospital care for the indigent funds that are not required for the payments described in subsections (f) and (m) upon the expiration of this SECTION or the cessation of the collection of the fee shall be used for the state share dollars of the payments in IC 12-15-20-2(8)(G)(ii) through IC 12-15-20-2(8)(G)(x).

(m) This subsection:

(1) is effective upon the implementation of the fee authorized by this SECTION; and

(2) applies to the Medicaid disproportionate share payments for the fee period.

The state share dollars used to fund disproportionate share payments to acute care hospitals licensed under IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b) shall be paid with money collected by the fee under this SECTION and the hospital care for the indigent dollars described in subsection (l). Subject to subsection (n) and except as provided in subsection (n), the federal Medicaid disproportionate share allotments for the fee period shall be allocated in their entirety to acute care hospitals licensed under IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b). No portion of the federal disproportionate share allotments applicable for disproportionate share payments for the fee period shall be allocated to institutions for mental disease or other mental health facilities, as defined by applicable federal law.

(n) For purposes of this SECTION, the entire federal Medicaid disproportionate share allotment for Indiana during the fee period does not include the portion of allotments that are required to be diverted under the following:

(1) The federally-approved Indiana "Special Terms and Conditions" Medicaid demonstration project (Number 11-W-00237/5).

(2) Any extension past December 31, 2012 of the Indiana check-up plan Medicaid waiver established by IC 12-15-44.2.

The office shall inform the committee and the state budget committee concerning any extension of the Indiana check-up plan past December 31, 2012.

(o) Notwithstanding IC 12-15-16-6(c), for the fee period, the annual two million dollars (\$2,000,000) pool of disproportionate share dollars under IC 12-15-16-6(c) shall not be available to eligible private psychiatric institutions. The office shall annually distribute two million dollars (\$2,000,000) to eligible private psychiatric institutions that would have been eligible for payment under IC 12-15-16-6(c).

(p) The fees collected under this SECTION may be used only as described in this SECTION or to pay the state's share of the cost for Medicaid services provided under the federal Medicaid program (42 U.S.C. 1396 et seq.) as follows:

(1) Twenty-eight and five-tenths percent (28.5%) may be used by the office for Medicaid expenses.

(2) Seventy-one and five-tenths percent (71.5%) to hospitals.

(q) Nothing in this SECTION may be construed to authorize any county, municipality, district, authority to impose a fee, tax, or assessment on a hospital.

(r) Subject to subsection (g), the office shall adopt rules, including emergency rules under IC 4-22-2-37.1, necessary to implement this SECTION. Rules adopted under this subsection may be retroactive to the effective date of the Medicaid state plan amendments or waivers approved under this SECTION.

(s) The office may enter into an agreement with a hospital to pay the fee collected under this SECTION in installments.

(t) If a hospital fails to pay the fee established under this SECTION within ten (10) days of the payment date, the hospital shall pay to the office interest on the fee at the same rate as the rate determined under IC 12-15-21-3(6)(A).

(u) The office shall report to the state department of health each hospital that fails to pay the fee established under this SECTION within one hundred twenty (120) days of the date the payment is due. The state department shall do the following concerning a hospital described in this subsection:

(1) Notify the hospital that the hospital's license under IC 16-21 will be revoked if the fee is not paid.

(2) Revoke the hospital's license under IC 16-21 if the hospital fails to pay the fee.

IC 4-21.5-3-8 and IC 4-21.5-4 apply to this subdivision.

(v) Payments for the programs described in subsection (f) shall be limited to claims for dates of services provided during the fee period and that are timely filed with the office or a contractor of the office. Payments for the programs described in subsection (f) during the fee period and distributions to hospitals in accordance with this SECTION may occur after the expiration of this SECTION.

(w) This SECTION expires September 1, 2013. However, the office may not assess a hospital a fee described in this SECTION after June 30, 2013.

2011-229-282

SECTION 282. (a) The definitions of "vacation leave", "sick leave", and other types of leave used on July 1, 2010, by the department apply to this SECTION.

(b) As used in this SECTION, "department" refers to the state personnel department established by IC 4-15-1.8-2.

(c) As used in this SECTION, "pilot program" refers to the pilot program reestablished under subsection (d).

(d) The personnel committee of the legislative council for the legislative branch of state government or the Indiana supreme court for the judicial branch of state government, or both, may reestablish the pilot program established by P.L.220-2005, SECTION 8 (before its expiration), and P.L.220-2005, SECTION 10 (before its expiration),

including provisions adopted by:

- (1) the deferred compensation committee (established by IC 5-10-1.1-4) to govern the pilot program;
- (2) the department under LSA Document #06-488(E) (before its expiration), filed with the publisher of the Indiana Register on October 16, 2006, to govern the pilot program; or
- (3) the auditor of state to administer the pilot program.

(e) An individual who:

- (1) was employed by the legislative or judicial branch of state government during the state's 2010 open enrollment period;
- (2) would have been eligible during the state's 2010 open enrollment period to participate in the pilot program under the provisions of the program before the program's expiration; and
- (3) continues to be employed by the legislative or judicial branch of state government;

is entitled to elect to participate in the pilot program and to make a leave conversion not later than June 30, 2011, based on the individual's leave balance on December 31, 2010. A leave conversion elected under this subsection by an eligible individual is in addition to any other leave conversion that the individual is otherwise authorized to make under the pilot program.

(f) Subject to the Internal Revenue Code and applicable regulations, the personnel committee of the legislative council or the Indiana supreme court, or both, may adopt procedures to implement and administer the pilot program, including provisions established or reestablished under subsections (d) and (e).

(g) The auditor of state shall provide for the administration of the pilot program.

(h) This SECTION expires June 30, 2013.

2011-229-283

SECTION 283. (a) The Indiana state board of education shall amend its rules, including 511 IAC 6-7.1-3, as necessary to permit a student to elect to graduate and qualify for a Mitch Daniels early graduation scholarship, as provided in IC 21-12-10, as added by this act.

(b) The Indiana state board of education may adopt temporary rules in the manner provided for adopting an emergency rule under IC 4-22-2-37.1 to implement this SECTION and IC 21-12-10, as added by this act. A temporary rule adopted under this SECTION expires on the earliest of the following:

- (1) The date specified in the temporary rule.
- (2) The date another temporary rule or a permanent rule repeals or supersedes the previously adopted temporary rule.
- (3) July 1, 2012.

(c) This SECTION expires July 1, 2012.

2011-229-284

SECTION 284. (a) On July 1, 2011, 31 IAC 1 is void. The publisher of the Indiana Administrative Code and Indiana Register shall remove this article from the Indiana Administrative Code.

(b) On July 1, 2011, the following rules are void:

- (1) 31 IAC 2-1.
- (2) 31 IAC 2-2.
- (3) 31 IAC 2-4.
- (4) 31 IAC 2-5.
- (5) 31 IAC 2-6.
- (6) 31 IAC 2-7.
- (7) 31 IAC 2-8.
- (8) 31 IAC 2-10.
- (9) 31 IAC 2-12.
- (10) 31 IAC 2-13.
- (11) 31 IAC 2-15.
- (12) 31 IAC 2-16.
- (13) 31 IAC 2-17.1.
- (14) 31 IAC 2-18.
- (15) 31 IAC 4-3.
- (16) 31 IAC 4-5.
- (17) 31 IAC 4-6.

The publisher of the Indiana Administrative Code and Indiana Register shall remove these rules from the Indiana Administrative Code.

(c) On July 1, 2011, 31 IAC 4-8-2 and 31 IAC 4-8-3 are void. The publisher of the Indiana Administrative Code and Indiana Register shall remove these sections from the Indiana Administrative Code.

(d) This SECTION expires July 2, 2011.

2011-229-285

SECTION 285. (a) The legislative services agency shall prepare legislation for introduction in the 2012 regular session of the general assembly to organize and correct statutes affected by this act, including the updating of references and cross-references to:

- (1) the state personnel department under IC 4-15-1.8 (before its repeal by this act); and
- (2) the 1941 State Personnel Act (commonly known as the state merit system) under IC 4-15-2 (before its repeal by this act).

(b) This SECTION expires June 30, 2013.

2011-229-286

SECTION 286. (a) The commission on state tax and financing policy established under IC 2-5-3 shall, during the 2011 legislative interim, study issues related to transit funding and whether and to what extent transit funding should be a state or local responsibility.

(b) Before November 1, 2011, the commission on state tax and financing policy shall report its findings and any recommendations concerning the study topics described in subsection (a) in a final report to the legislative council in an electronic format under IC 5-14-6.

(c) This SECTION expires January 1, 2012.

2011-229-287

SECTION 287. (a) The Indiana criminal justice institute shall study the following topics and shall report the division's findings and

recommendations to the budget committee before December 1, 2011:

- (1) The use of diversion and deferral programs in Indiana.
 - (2) The use of plea bargaining in Indiana.
- (b) This SECTION expires July 1, 2012.

2011-229-288

SECTION 288. (a) The budget agency shall study the following topics and shall report its findings and recommendations to the budget committee before December 1, 2011:

- (1) The funding of Indiana's law enforcement training academies.
 - (2) The use and effectiveness of Indiana's law enforcement training academies.
- (b) This SECTION expires July 1, 2012.

2011-229-289

SECTION 289. (a) The commission for higher education, established under IC 21-18-2, shall study the Ivy Tech Community College's plan, as of July 1, 2011, to accommodate growth in enrollment and its campuses.

(b) Before December 1, 2011, the commission for higher education shall submit a written report of its findings and any recommendations concerning the study topics described in subsection (a) to the state budget committee.

(c) Before developing higher education biennial request instructions for the biennium beginning July 1, 2013, and ending June 30, 2015, the commission for higher education shall collaborate with the public state educational institutions on a study of the Indiana's performance funding mechanism. The study shall involve a review of performance funding models in other states, detailed consideration of the funding measures and methodology, and recommendations for use of different measures and weighting of such measures to better recognize the unique missions of the various types of campuses (e.g., research; four (4) year comprehensive; two (2) year; and community colleges). Such deliberations shall result in recommended revisions to the mechanism being used in the biennium beginning July 1, 2011, and ending June 30, 2013. In order to incorporate these recommendations into the budget instructions and other preparations associated with the development of the biennial budget for the biennium beginning July 1, 2013, and ending June 30, 2015, this study shall be completed before December 2, 2011, and submitted to the state budget committee for its review and consideration.

(d) This SECTION expires July 1, 2013.

2011-229-290

SECTION 290. The budget agency shall separately calculate the annual, projected growth in appropriated dollars for the:

- (1) twenty-first century scholars program (IC 21-12-6);
- (2) tuition and fee exemption for children of veterans program (IC 21-14-4);
- (3) tuition and fee exemption for children and spouses of National

Guard members program (IC 21-14-7); and
(4) tuition and fee exemption for Purple Heart recipients program (IC 21-14-10);

for each state fiscal year beginning July 1, 2013, through June 30, 2031, using the appropriated amount for each program for the state fiscal year beginning July 1, 2012, and report the annual, projected growth in appropriated dollars for each program to the budget committee before October 1, 2011.

2011-229-291

SECTION 291. (a) As used in this SECTION, "office of the secretary" refers to the office of the secretary of family and social services established by IC 12-8-1-1.

(b) As used in this SECTION, "PPACA" refers to the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the federal Health Care and Education Reconciliation Act of 2010 (P.L. 111-152), and regulations or guidance issued under those acts, as in effect July 1, 2011.

(c) The office of the secretary may apply for and implement a Medicaid waiver during the 2011 or the 2012 interim of the general assembly if the following conditions are met:

(1) The waiver concerns the implementation of PPACA.

(2) The office of the secretary reports to the budget committee before filing a waiver application described in subdivision (1).

(d) This SECTION expires December 31, 2012.

2011-229-292

SECTION 292. (a) As used in this SECTION, "office of the secretary" refers to the office of the secretary of family and social services established by IC 12-8-1-1.

(b) The office of the secretary may, during the 2011 or the 2012 interim of the general assembly, apply to the federal Department of Health and Human Services for, and implement, block grant funding for the administration of the Medicaid program if the following conditions are met:

(1) The Medicaid block grant funding is adopted by federal law or regulation.

(2) The office of the secretary reports to the budget committee before implementing the block grant described in this SECTION.

(c) This SECTION expires December 31, 2012.

2011-229-293

SECTION 293. (a) On July 1, 2011, 405 IAC 5-31-8 (reservation of nursing facility beds) is void. The publisher of the Indiana Administrative Code and Indiana Register shall remove the provisions described in this SECTION from the Indiana Administrative Code.

(b) This SECTION expires June 30, 2013.

2011-229-294

SECTION 294. (a) The state department of health shall do the

following:

- (1) Develop procedures and protocols for the implementation of IC 16-41-17-2(c), as amended by this act.
- (2) Report, not later than October 31, 2011, to the legislative council created by IC 2-5-1.1-1 the following information concerning pulse oximetry screening of newborns required by IC 16-41-17-2(c), as amended by this act:
 - (A) The costs of implementing IC 16-41-17-2(c), as amended by this act.
 - (B) The identification of any funding sources available to the state department for the screening.
 - (C) The procedures and protocols developed under subdivision (1).

The report under subdivision (2) must be in an electronic format under IC 5-14-6.

(b) This SECTION expires December 31, 2011.

2011-229-295

SECTION 295. (a) Notwithstanding any other law or agreement, Brown County School Corporation is not required to make principal or interest payments during the state fiscal years beginning:

- (1) July 1, 2009;
- (2) July 1, 2010;
- (3) July 1, 2011; and
- (4) July 1, 2012;

on any loan received by the school corporation from the counter-cyclical revenue and economic stabilization fund (rainy day fund).

(b) The repayment term of the loan shall be extended as necessary to take into account the waiver described in subsection (a).

(c) This SECTION expires January 1, 2014.

2011-229-296

SECTION 296. (a) IC 6-3-1-3.5, IC 6-3-1-11, IC 6-3.1-21-6, and IC 6-5.5-1-2, all as amended by this act, apply to taxable years beginning after December 31, 2009.

(b) This SECTION expires January 1, 2012.

2011-229-297

SECTION 297. (a) As used in this SECTION, "fund" refers to the Indiana state teachers' retirement fund established by IC 5-10.4-2-1.

(b) Not later than October 1, 2011, the fund shall pay the amount determined under subsection (c) to a member of the fund (or to a survivor or beneficiary of a member) who retired or was disabled before January 1, 2011, and who is entitled to receive a monthly benefit on July 1, 2011. The amount is not an increase in the pension portion of the monthly benefit.

(c) The amount paid under this SECTION to a member of the fund (or to a survivor or beneficiary of a member) who meets the requirements of subsection (b) is determined as follows:

If a Member's Creditable Service Is:	The Amount Is:
At least 5 years, but less than 10 years (only in the case of a member receiving disability retirement benefits)	\$150
At least 10 years, but less than 20 years	\$275
At least 20 years, but less than 30 years	\$375
At least 30 years	\$450

(d) The creditable service used to determine the amount paid to a member (or a survivor or beneficiary of a member) under this SECTION is the creditable service that was used to compute the member's retirement benefit under IC 5-10.2-4-4, except that partial years of creditable service may not be used to determine the amount paid under this SECTION.

(e) This SECTION expires January 1, 2012.

2011-229-298

SECTION 298. (a) As used in this SECTION, "fund" refers to the public employees' retirement fund established by IC 5-10.3-2-1.

(b) Not later than October 1, 2011, the fund shall pay the amount determined under subsection (c) to a member of the fund (or to a survivor or beneficiary of a member) who retired or was disabled before January 1, 2011, and who is entitled to receive a monthly benefit on July 1, 2011. The amount is not an increase in the pension portion of the monthly benefit.

(c) The amount paid under this SECTION to a member of the fund (or to a survivor or beneficiary of a member) who meets the requirements of subsection (b) is determined as follows:

If a Member's Creditable Service Is:	The Amount Is:
At least 5 years, but less than 10 years (only in the case of a member receiving disability retirement benefits)	\$150
At least 10 years, but less than 20 years	\$275
At least 20 years, but less than 30 years	\$375
At least 30 years	\$450

(d) The creditable service used to determine the amount paid to a member (or a survivor or beneficiary of a member) under this SECTION is the creditable service that was used to compute the member's retirement benefit under IC 5-10.2-4-4, except that partial years of creditable service may not be used to determine the amount paid under this SECTION.

(e) This SECTION expires January 1, 2012.

2011-229-299

SECTION 299. (a) As used in this SECTION, "trustee" has the meaning set forth in IC 10-12-1-10.

(b) As used in this SECTION, "trust fund" has the meaning set forth in IC 10-12-1-11.

(c) Not later than October 1, 2011, the trustee shall pay from the

trust fund to each employee beneficiary of the state police 1987 benefit system covered by IC 10-12-4 who:

- (1) retired or was disabled after June 30, 1987, and before July 2, 2010; and
- (2) is entitled to receive a monthly benefit as of September 1, 2011;

an amount equal to one percent (1%) of the maximum basic annual pension amount payable to a retired state police employee in the grade of trooper who has completed twenty-five (25) years of service as of July 1, 2011, as calculated under IC 10-12-4-7.

(d) The amount paid under this SECTION is not an increase in the monthly pension amount of an employee beneficiary.

(e) This SECTION expires January 1, 2012.

2011-229-300

SECTION 300. (a) As used in this SECTION, "participant" has the meaning set forth in IC 5-10-5.5-1.

(b) As used in this SECTION, "plan" refers to the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan established by IC 5-10-5.5-2.

(c) Not later than October 1, 2011, the board of trustees of the public employees' retirement fund shall pay the amount determined under subsection (d) to a plan participant (or to a survivor or beneficiary of a plan participant) who retired or was disabled on or before January 1, 2011, and who is entitled to receive a monthly benefit on July 1, 2011. The amount is not an increase in the annual retirement allowance.

(d) The amount paid under this SECTION to a plan participant (or to a survivor or beneficiary of a plan participant) who meets the requirements of subsection (c) is determined as follows:

If a Plan Participant's Creditable Service Is:	The Amount Is:
Less than ten (10) years (only in the case of a plan participant receiving disability retirement benefits)	\$125
At least ten (10) years, but less than twenty (20) years	\$235
At least twenty (20) years, but less than thirty (30) years	\$325
At least thirty (30) years	\$400

(e) The creditable service used to determine the amount paid to a plan participant (or a survivor or beneficiary of a plan participant) under this SECTION is the creditable service that was used to compute the plan participant's retirement allowance under IC 5-10-5.5-10 and IC 5-10-5.5-12, except that partial years of creditable service may not be used to determine the amount paid under this SECTION.

(f) This SECTION expires January 1, 2012.

2011-229-301

SECTION 301. (a) This SECTION applies notwithstanding the

repeal of IC 20-40-16 by this act.

(b) If a transfer is made under IC 20-40-16 during the 2010-2011 school year, the school corporation shall file a report with the department of education before October 1, 2011. The report must include the following:

- (1) The purpose of the transfer.
 - (2) The funds involved in the transfer.
 - (3) The amount transferred between the funds.
 - (4) The impact of the transfer to the programs that are supported by the fund from which the transfer was made.
- (c) This SECTION expires December 31, 2011.

2011-229-302

SECTION 302. The general assembly recognizes that the general assembly has enacted more than one act amending IC 4-22-2-37.1, including SEA 295-2011, HEA 1121-2011, HEA 1486-2011, and HEA 1046-2011. The general assembly has incorporated the changes made in those acts into the version of IC 4-22-2-37.1 amended by this act. It is the intent of the general assembly that to the extent there is a conflict between the version of IC 4-22-2-37.1 enacted in this act and an amendment made to IC 4-22-2-37.1 by any other act, the version of IC 4-22-2-37.1 amended by this act be given effect. The publisher is directed to publish only the version of IC 4-22-2-37.1 enacted in this act in the Indiana Code.

2011-229-303

SECTION 303. Each and every provision of HEA 1003-2011 is presumed to be and shall be severable from the remainder to the fullest extent and pursuant to IC 1-1-1-8. If any phrase, clause, sentence, or provision of IC 6-3.1-30.5 or IC 20-51, as added and amended, is held invalid for any reason, the invalidity does not affect the other provisions which are to be given effect without the invalid provision or application. The general assembly intends each provision to be passed into law individually and as a whole, without any provisions later found to be invalid or otherwise counter to constitutional or other legal requirements.